

**City of Alexandria  
Meeting Minutes  
Saturday, June 15, 2024 9:30 AM  
City Council Public Hearing Meeting**

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PRESENT: Mayor Justin M. Wilson, Vice Mayor Amy B. Jackson, Members of Council Canek Aguirre, Sarah R. Bagley, John Taylor Chapman, Alyia Gaskins, and R. Kirk McPike.

ABSENT: None.

ALSO PRESENT: Mr. Parajon, City Manager; Ms. Cordell Ivery, City Attorney; Ms. Zechman Brown, Deputy City Attorney; Mr. Moritz, Director, Planning and Zoning (P&Z); Mr. Lambert, Deputy City Manager; Ms. Baker, Deputy City Manager; Mr. Shelby, Planner, P&Z; Ms. Contreras, Planner, P&Z; Mr. Dofflemeyer, Transportation and Environmental Services (T&ES); Ms. Castaneda, Director, T&ES; Ms. Atwood, T&ES; Mr. Kerns, Division Chief, P&Z; Ms. Horowitz, P&Z; Mr. Randall, Planner, P&Z; Ms. Mr. Smith, Information Technology Services (ITS); Ms. Demeke, ITS and Police Lt. May.

RECORDED BY: Gloria Sitton, City Clerk and Clerk of Council.

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**I. OPENING**

1. Calling the Roll.

Mayor Wilson called the meeting to order and the City Clerk called the roll. All the members of City Council were present, with Councilman Chapman and Councilwoman Gaskins arriving following roll-call.

2. Approval of the Electronic Participation Resolution by City Council (if needed).

Not needed.

3. Public Discussion Period

The following persons participated in the public discussion period:

1. Nikki Enfield, Alexandria, requested that Council issue a cease fire resolution regarding the conflict in Gaza.

2. Poul Hertel, Alexandria, Fairfax County, spoke about airport noise from the flight path to Reagan National Airport.

3. Boyd Walker, Alexandria, spoke about the vote for the Old Town Business Improvement District.

4. Dan Hazelwood, Alexandria, spoke about the vote for the Old Town Business Improvement District.

5. Mariam Creedon, Alexandria, spoke about the conflict in Gaza and requested that Council support a cease fire resolution.

**WHEREUPON**, upon motion by Councilmember Bagley, seconded by Vice Mayor Jackson and carried unanimously, City Council closed the public discussion period. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

## **II. ACTION ITEMS**

### **Planning Commission**

#### **Consent Calendar (4-6)**

4. Special Use Permit #2024-00030  
1050 North Fayette Street  
Public Hearing and consideration of a Special Use Permit for a non-complying light automobile repair use (amending SUP #2014-00032); zoned: CRMU-H/Commercial residential mixed use (high). Applicant: Jeffrey Yates  
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk Council, marked Item No. 4; 06/15/24, and is incorporated as part of this record by reference.)

5. Zoning Text Amendment #2024-00006  
(A) Initiation of a Text Amendment and (B) Public Hearing and consideration of a minor update to the Zoning Ordinance to Section 2-188.1 to add dog play area to the recreation and entertainment use definition; and to Sections 4-100 (CL/Commercial low), 4-200 (CC/Commercial community), 4-300 (CSL/Commercial service low), and 6-600 (Mount Vernon Urban Overlay) zone to add recreation and entertainment, indoor as a permitted use and recreation and entertainment, outdoor as a special use. Applicant: City of Alexandria, Department of Planning & Zoning  
Planning Commission Action: Recommended Approval 6-1

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk Council, marked Item No. 5; 06/15/24, and is incorporated as part of this

record by reference.)

6. Master Plan Amendment #2024-00001  
Rezoning #2024-00002  
Development Special Use Permit #2024-10001  
6101 and 6125 Stevenson Avenue  
Public Hearing and consideration of requests for (A) an amendment to the Landmark/Van Dorn Small Area Plan chapter of the Master Plan to amend the Master Plan Designation from OCM(50) to Residential High; (B) an amendment to the official zoning map to change the zone of 6101 and 6125 Stevenson Avenue from Office Commercial Medium (50) (OCM(50)) to Commercial Residential Mixed Use (High) (CRMU-H); and (C) for a Development Special Use Permit and Site Plan for up to 2.5 floor area ratio to construct a residential building with Special Use Permits to (1) allow for an increase in height to 85 feet and an increase in density to 3.18 floor area ratio pursuant to Section 7-700, (2) allow for greater than three mechanical penthouses, and (3) reduce the off-street parking requirement; zoned OCM(50). Applicants: SP Stevenson, LLC, represented by Catharine Puskar, Attorney.  
Planning Commission Action: MPA - Recommended Approval 7-0  
REZ - Recommended Approval 7-0  
DSUP - Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk Council, marked Item No. 6; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilmember Bagley, seconded by Councilman Chapman and carried unanimously, City Council approved the consent calendar, with the exception of item #6, which was considered under separate motion. The approvals were as follows:

4. City Council approved the Planning Commission recommendation.
5. City Council approved the Planning Commission recommendation.

The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

6. Master Plan Amendment #2024-00001  
Rezoning #2024-00002  
Development Special Use Permit #2024-10001  
6101 and 6125 Stevenson Avenue  
Public Hearing and consideration of requests for (A) an amendment to the Landmark/Van Dorn Small Area Plan chapter of the Master Plan to amend the Master Plan Designation from OCM(50) to Residential High; (B) an amendment

to the official zoning map to change the zone of 6101 and 6125 Stevenson Avenue from Office Commercial Medium (50) (OCM(50)) to Commercial Residential Mixed Use (High) (CRMU-H); and (C) for a Development Special Use Permit and Site Plan for up to 2.5 floor area ratio to construct a residential building with Special Use Permits to (1) allow for an increase in height to 85 feet and an increase in density to 3.18 floor area ratio pursuant to Section 7-700, (2) allow for greater than three mechanical penthouses, and (3) reduce the off-street parking requirement; zoned OCM(50). Applicants: SP Stevenson, LLC, represented by Catharine Puskar, Attorney.

Planning Commission Action: MPA - Recommended Approval 7-0

REZ - Recommended Approval 7-0

DSUP - Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk Council, marked Item No. 6; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilmember Bagley, seconded by Councilman McPike and carried unanimously, City Council closed the public hearing and approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

### **III. Roll-Call Consent Calendar (7-11)**

7. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 11-207 (CIVIL VIOLATIONS) of 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. 2024-00004 (Implementation Ordinance for Text Amendment No. 2024-00004 associated with the civil violations text amendment approved by City Council on May 18, 2024). [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 7; 06/15/24, 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 Item No. 7; 06/15/24, 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 Item No. 7; 06/15/24, and is incorporated as part of this record by reference.)

8. Public Hearing, Second Hearing, and Final Passage of an Ordinance Authorizing and Empowering the Issuance, Sale and Delivery of General Obligation Bonds to Finance City and Schools Capital Projects and to Refund Certain Outstanding Bonds of the City. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 8; 06/15/24, 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 Item No. 8; 06/15/24, 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 Item No. 8; 06/15/24, and is incorporated as part of this record by reference.)

9. Public Hearing, Second Reading and Final Passage of an Ordinance to Make Appropriations for the Support of the City Government for Fiscal Year 2025. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 9; 06/15/24, 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 Item No. 9; 06/15/24, 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 Item No. 9; 06/15/24, and is incorporated as part of this record by reference.)

10. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 5-7-57 (LIMITATION ON NUMBER OF DOGS AND CATS KEPT PER DWELLING UNIT) Chapter 7 (ANIMALS AND FOWL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 10; 06/15/24, 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 Item No. 10; 06/15/24, 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 Item No. 10; 06/15/24, and is incorporated as part of this record by reference.)

11. Public Hearing, Second Reading and Final Passage of an Ordinance to Solicit and Eventually Grant a Non-exclusive Franchise(s) for use of the public rights-of-way by companies to design, install, provide, operate, maintain, repair, control, upgrade, construct and remove a fiber network for the purpose of providing Telecommunications Services within the City. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 11; 06/15/24, 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 Item No. 11; 06/15/24, 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 Item No. 11; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilwoman Gaskins, seconded by Vice Mayor Jackson and carried unanimously by roll-call vote, City Council closed the public hearing and approved the roll-call consent calendar, with the exception of item #10, which was considered under separate motion. The approvals were as a follow:

7. City Council adopted an ordinance to amend and reordain Section 11-207 (CIVIL VIOLATIONS) of 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. 2024-00004.

The ordinance reads as follows:

#### ORDINANCE NO. 5545

AN ORDINANCE to amend and reordain Section 11-207 (CIVIL VIOLATIONS) of 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. 2024-00004.

WHEREAS, the City Council finds and determines that:

1. In Text Amendment No. 2024-00004, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on May 7, 2024 of a text amendment to the Zoning Ordinance to adopt amendments to the civil penalty provisions, which recommendation was approved by the City Council at public hearing on May 18, 2024;

2. The City Council in adopting this ordinance expressly adopts, ratifies, affirms and concurs in the finding and action of the Planning Commission above stated;

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 11-207 of the Zoning Ordinance be, and the same hereby is, amended by deleting the language shown in strikethrough and inserting new language shown in underline, as follows:

11-207 Civil violations.

- (A) *General*. Any person who, as the owner of any land, building or structure, or the agent thereof having possession or control of such property as employee, lessee, tenant, architect, builder, contractor or otherwise, who commits, permits, assists in or attempts any of the following violations of this ordinance, whether by act or omission, shall be liable for a civil violation as follows:
- (1) Violation of any use or occupancy regulation or performance standard applicable under this ordinance, including the failure to obtain a special use permit where so required: class five civil violation.
  - (2) Violation of any frontage regulation applicable under this ordinance: class five civil violation.
  - (3) Violation of any yard regulation applicable under this ordinance: class five civil violation.
  - (4) Violation of any floor area ratio regulation applicable under this ordinance: class five civil violation.
  - (5) Violation of any coverage, open space or landscaping regulation applicable under this ordinance: class five civil violation.
  - (6) Violation of any height regulation applicable under this ordinance: class five civil violation.
  - (7) Violation of any off-street parking or loading regulation applicable under this ordinance: class five civil violation.
  - (8) Violation of any floodplain district regulation applicable under section 6-300 of this ordinance: class five civil violation.

- (9) Violation of any sign, marquee and awning regulation applicable under sections 9-100, 9-200 or 9-400 of this ordinance: class five civil violation.
  - (10) Violation of any specific statement, proffer, representation or plan made or submitted in connection with any application, permit or approval granted under the provisions of this ordinance, and violation of any condition imposed by the approving authority: class five civil violation.
  - (11) Violation of any regulation of this ordinance punishable as a civil violation and not set forth above and not subject to section 11-207(B): class five civil violation.
  - (12) The transfer, sale, offer to sell, or agreement to sell any land or portion of land by reference to or display of an unapproved and unrecorded plat, regardless of whether the land is described by metes and bounds; class five civil violation.
- (B) *Historic districts.* Any person who, as the owner of any land, building or structure located within the Old and Historic Alexandria District, the Parker-Gray District, or listed for preservation pursuant to section 10-300 of this ordinance, or as the agent thereof having possession or control of such property as employee, lessee, tenant, architect, builder, contractor or otherwise, commits, permits, assists in or attempts any violation of article X or section 9-300 of this ordinance, whether by act or omission, shall be liable for a civil violation as follows:
- (1) Violation of any sign, marquee, or awning regulation of section 9-300 of this ordinance: class four civil violation.
  - (2) Violation of section 10-103(A), 10-203(A) or 10-304, involving the construction, alteration or repair of a building or structure for which no building permit under the Uniform Statewide Building Code is required: class three civil violation.
  - (3) Violation of section 10-103(A), 10-203(A) or 10-304, involving the construction, alteration or repair of a building or structure for which a building permit is required under the Uniform Statewide Building Code: class two civil violation.
  - (4) Violation of section 10-103(B), 10-203(B) or 10-305, involving the unauthorized demolition of any building or structure: class one civil violation.
- (C) *Penalties.*
- (1) For a class one civil violation, the penalty for each individual offense shall be \$5,000.00 ~~1,500.00~~.
  - (2) For a class two civil violation, the penalty for each individual offense shall be \$1,000.00 ~~500.00~~ for the first violation, \$1,500.00 ~~1,000.00~~ for the second violation of the same regulation or requirement arising from the same set of operative facts, and \$2,500.00 ~~1,500.00~~ for each additional violation of the same regulation or requirement arising from the same set of operative facts.
  - (3) For a class three civil violation, the penalty for each individual offense shall be \$200.00 ~~100.00~~ for the first violation, \$500.00 ~~150.00~~ for the



second violation of the same regulation or requirement arising from the same set of operative facts, and \$1,000.00 ~~500.00~~ for each additional violation of the same regulation or requirement arising from the same set of operative facts.

- (4) For a class four civil violation, the penalty for each individual offense shall be \$200.00 ~~50.00~~ for the first violation, ~~\$100.00 for the second violation of the same regulation or requirement arising from the same set of operative facts,~~ and \$500.00 for each additional violation of the same regulation or requirement arising from the same set of operative facts.
- (5) For a class five civil violation, the penalty for each individual offense shall be \$200.00 ~~50.00~~ for the first violation, and \$500.00 ~~100.00~~ for each subsequent violation of the same regulation or requirement arising from the same set of operative facts; provided, however, that in the case of a third violation of a special use permit condition within any one 12-month period, the penalty shall be \$1,000.00 ~~500.00~~.
- (6) Each day during which any class one civil violation exists shall constitute a separate individual offense. A class one civil violation shall be deemed to exist until such time as the director certifies to the board of architectural review that the unlawfully demolished building or structure has been reconstructed to the pre-existing footprint, envelope, configuration and appearance, using original materials and techniques of construction to the extent possible; provided, however, that, after a public hearing for which notice has been given pursuant to section 11-300, the board of architectural review may determine that a class one civil violation shall cease to exist at such time as the person responsible therefor shall have paid to the city a sum equivalent to the cost of reconstruction required under this section 11-207(C)(6), such sum to be used exclusively for the purpose of promoting historic preservation within the city as determined by the director. The civil penalty for a class one violation shall in no case exceed the market value of the property, which shall include the value of any improvements together with the value of the land upon which any such improvements are located, and shall be determined by the assessed value of the property at the time of the violation.
- (7) Each day during which any class two; or three ~~or four~~ civil violation exists shall constitute a separate individual offense. In no event will any such violation arising from the same set of operative facts be charged more frequently than once in any ten-day period.
- (8) Each day during which any class four or five civil violation exists shall constitute a separate individual offense. In no event will any such violation arising from the same set of operative facts be charged more frequently than once in any ten-day period. In no event shall a series of charges for the same class five civil violation arising from the same set of operative facts result in civil penalties which exceed a total of \$5,000.00 ~~3,000.00~~.

(D) *Procedures.*

- (1) If the director determines that a civil violation enumerated in section 11-207(A) or (B) has occurred, he may cause a notice of the violation to be served on any or all persons committing or permitting such violation.
- (2) The notice shall provide that the person served may elect to make an appearance in person, or in writing by mail, to the treasurer of the city, and admit liability for or plead no contest to the violation, abate the violation, and pay the civil penalty established for the violation, all within the time period fixed in the notice.
- (3) If a person charged with a violation does not elect to admit liability or plead no contest, and abate the violation, the violation shall be tried in the Alexandria General District Court upon a warrant in debt or motion for judgment, with the same right of appeal as provided for civil actions at law. In the event the violation exceeds the jurisdictional limits of the General District Court, the violation shall be tried in the Alexandria Circuit Court. In any such proceeding, the interpretation of the zoning ordinance made by the director, by the board of zoning appeals, or by the Alexandria Circuit Court on writ of certiorari to the board of zoning appeals, as the case may be, shall be conclusive.
- (4) A finding or admission of liability or a plea of no contest to a civil violation shall not be deemed a criminal conviction for any purpose.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing text amendment.

Section 3. That Section 11-207, as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 4. That this ordinance shall become effective on the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

8. City Council adopted an ordinance authorizing and empowering the issuance, sale, and delivery of General Obligation Bonds to finance City and Schools Capital Projects and refund certain outstanding bonds of the City.

The ordinance reads as follows:

ORDINANCE NO. 5546

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALEXANDRIA,  
VIRGINIA AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION

CAPITAL IMPROVEMENT BONDS IN THE ESTIMATED MAXIMUM AMOUNT OF \$271,555,000 AND PROVIDING FOR REIMBURSEMENT TO THE CITY OF ALEXANDRIA FROM BOND PROCEEDS; AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION REFUNDING BONDS

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

WHEREAS, the City Council (the "City Council") of the City of Alexandria, Virginia ("City") has determined that it is advisable to issue (a) up to \$271,555,000 general obligation bonds of the City to finance the cost, in whole or in part, of the various capital improvements as described below (collectively, the "Projects") and (b) general obligation refunding bonds of the City to refund in advance of their maturities certain bonds previously issued by the City in order to achieve debt service savings.

1. Authorization of New Money Bonds and Use of Proceeds. The City Council hereby determines that it is advisable to contract a debt and to issue and sell general obligation bonds in the aggregate maximum principal amount of \$271,555,000 (the "New Money Bonds"). The issuance and sale of the New Money Bonds are hereby authorized. The proceeds from the issuance and sale of the New Money Bonds shall be used to pay all or a portion of the costs of the Projects as described below, and the costs of issuing the New Money Bonds, and the City Manager and the Director of Finance of the City, or either one of them acting alone (the "Authorized Officer"), is authorized and directed to determine the portion of the cost of each Project to be financed with New Money Bond proceeds and to reallocate New Money Bond proceeds among the Projects if necessary or desirable.

General Project Description  
Maximum Cost

Estimated

City and Schools Buildings and Parks

\$200,575,000

Construction, remodeling, renovation and repairing of existing and new City and school buildings and park facilities and acquisition of necessary land and equipment (includes projects contained in the capital improvement program under "Alexandria City Public Schools," "Public Buildings," and "Information Technology Plan").

Transportation Improvements

\$23,780,000

Maintenance and upgrade of the City's transportation infrastructure, transit infrastructure and traffic control infrastructure (includes projects contained in the capital improvement program under "Transportation & Transit Infrastructure," and including,

without limitation, payment of the City's share of certain Washington Metropolitan Area Transit Authority (i.e., "METRO") capital improvements).

Infrastructure

\$14,450,000

Construction, renovation and improvement of City storm sewers and waterways and acquisition of necessary equipment (includes projects contained in the capital improvement program under "Community Development" and "Stormwater Management")

Landmark

\$32,750,000

Improvements and capitalized interest in connection with the development and redevelopment of a regional commercial and retail center formerly known as Landmark Mall.

Total:

\$271,555,000

2. Authorization of Refunding Bonds; Refunding of Prior Bonds. The City Council hereby determines that it is advisable to contract a debt and to issue and sell, in addition to the New Money Bonds authorized in paragraph 1 of this Ordinance, general obligation refunding bonds (the "Refunding Bonds" and, together with the New Money Bonds, the "Bonds") on the terms determined in the manner set forth in this Ordinance. The proceeds from the issuance and sale of the Refunding Bonds shall be used to refund, redeem and/or defease certain outstanding bonds issued by the City (the "Refunded Bonds") and to pay the costs of issuing the Refunding Bonds. The specific bonds to be refunded shall be determined by the Authorized Officer, pursuant to the criteria set forth in this paragraph. The Authorized Officer is authorized to determine the series, maturities and amounts of the Refunded Bonds as such officer determines to be in the best interest of the City as long as the minimum savings achieved by issuance of the Refunding Bonds is not less than 3% savings on a present value basis compared to the existing debt service on the Refunded Bonds. The Authorized Officer is authorized to enter into an escrow agreement providing for the deposit of proceeds of the Refunding Bonds and the refunding and redemption of the Refunded Bonds with such escrow agent as the Authorized Officer may select.

3. Pledge of Full Faith and Credit. The full faith and credit of the City are hereby irrevocably pledged for the payment of the principal of, premium, if any, and interest on the Bonds as the same become due and payable. The City Council shall levy an annual ad valorem tax upon all property in the City, subject to local taxation, sufficient to pay the principal of, premium, if any, and interest on the Bonds as the same shall become due for payment unless other funds are lawfully available and appropriated for the timely payment thereof.

4. Details and Sale of Bonds. The Bonds shall be issued upon the terms established pursuant to this Ordinance and upon such other terms as may be determined in the manner set forth in this Ordinance. The Bonds shall be issued in one or more taxable or tax-exempt series, in fully registered form, shall be dated such date or dates as the Authorized Officer may approve, shall be in the denominations of \$5,000 each or whole multiples thereof and shall be numbered from R-1 upwards consecutively. The Bonds shall mature on such dates and in such amounts and shall be issued in such principal amount as the Authorized Officer may approve, provided that: (a) the final maturity of any New Money Bond is not more than approximately 30 years from its date and the aggregate principal amount of the New Money Bonds is not more than \$271,555,000; and (b) the final maturity of the Refunding Bonds is not later than one year after the final maturity of the Refunded Bonds and the aggregate principal amount of the Refunding Bonds is not more than the amount needed to pay the principal of and premium, if any, and interest on the Refunded Bonds to their redemption date and to pay the costs of issuing the Refunding Bonds. The Bonds may be sold pursuant to a public or private placement and may be sold on a negotiated or competitive bid basis, all as may be determined by the Authorized Officer. The Authorized Officer is authorized and directed, at his or her option, to accept a bid or bids for the purchase of the Bonds which results in the lowest true interest cost to the City and the Bonds shall bear interest, payable semi-annually, at such rate or rates and shall be sold to the successful bidder or bidders at such price as may be set forth in the bid or bids so accepted, or, if he or she deems it to be in the City's financial interest, to forego such competitive bidding and negotiate the sale of the Bonds to one or more initial purchasers; provided that (a) the true interest cost of the New Money Bonds shall not exceed 6.5% per annum and (b) the debt savings criteria set forth in paragraph 2 of this Ordinance is satisfied with respect to the Refunding Bonds. The Authorized Officer is authorized and directed to approve such optional redemption provisions for the Bonds as such officer or officers determine to be in the best interest of the City. The City Council may provide for additional or other terms of the Bonds by subsequent resolution.

5. Form of Bonds. The Bonds shall be in substantially the form attached to this Ordinance as Exhibit A, with such appropriate variations, omissions and insertions as are permitted or required by this Ordinance. There may be endorsed on the Bonds such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

6. Book-Entry-Only-Form. The Bonds may be issued in book-entry-only form. The Bonds shall be issued in fully-registered form and may be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC") as registered owner of the Bonds, or in the name of another DTC nominee, and immobilized in the custody of DTC. One fully registered Bond in typewritten or printed form for the principal amount of each maturity of the Bonds may be registered to DTC or its nominee. In such event, beneficial owners of the Bonds shall not receive physical delivery of the Bonds and principal, premium, if any, and interest payments on the

Bonds shall be made to DTC or its nominee as registered owner of the Bonds on the applicable payment date.

Transfer of ownership interest in the Bonds may be made by DTC and its participants (the "Participants"), acting as nominees of the beneficial owners of the Bonds in accordance with rules specified by DTC and its Participants. In such event, the City shall notify DTC of any notice required to be given pursuant to this Ordinance or the Bonds not less than fifteen (15) calendar days prior to the date upon which such notice is required to be given and the City shall also comply with the agreements set forth in the City's Letter of Representations to DTC.

In the event the Bonds are issued in book-entry-only form and registered in the name of DTC's nominee as permitted above, replacement Bonds (the "Replacement Bonds") may be issued directly to beneficial owners of the Bonds rather than to DTC or its nominee but only in the event that:

- (i) DTC determines not to continue to act as securities depository for the Bonds; or
- (ii) The City has advised DTC of its determination not to use DTC as a securities depository; or
- (iii) The City has determined that it is in the best interest of the beneficial owners of the Bonds or the City not to continue the book-entry system of transfer.

Upon the occurrence of an event described in (i) or (ii) above, the City shall attempt to locate another qualified securities depository. If the City fails to locate another qualified securities depository to replace DTC, the City Council shall execute and deliver Replacement Bonds substantially in the form set forth in Exhibit A to this Ordinance to the Participants. In the event the City Council, in its discretion, makes the determination noted in (iii) above and has made provisions to notify the beneficial owners of the Bonds by mailing an appropriate notice to DTC, the appropriate officers and agents of the City shall execute and deliver Replacement Bonds substantially in the form set forth in Exhibit A to this Ordinance to any Participants requesting such Replacement Bonds. Principal of and interest on the Replacement Bonds shall be payable as provided in this Ordinance and in the Bonds, and Replacement Bonds will be transferable in accordance with the provisions of paragraphs 10 and 11 of this Ordinance and the Bonds.

7. Appointment of Bond Registrar and Paying Agent. The Authorized Officer is authorized and directed to appoint a Bond Registrar and Paying Agent for the Bonds, and as long as the Bonds are in book-entry form, any Authorized Officer may serve as Paying Agent.

The Authorized Officer may appoint a subsequent registrar and/or one or more paying agents for the Bonds upon giving written notice to the owners of the Bonds specifying the name and location of the principal office of any such registrar or paying agent.

8. Execution of Bonds. The Mayor and the Clerk of the City are authorized and directed to execute appropriate negotiable Bonds and to affix the seal of the City thereto and to deliver the Bonds to the purchaser thereof upon payment of the purchase price. The manner of execution and affixation of the seal may be by facsimile, provided, however, that if the signatures of the Mayor and the Clerk are both by facsimile, the Bonds shall not be valid until signed at the foot thereof by the manual signature of the Bond Registrar.

9. CUSIP Numbers. The Bonds may have CUSIP identification numbers printed thereon. No such number shall constitute a part of the contract evidenced by the Bond on which it is imprinted and no liability shall attach to the City, or any of its officers or agents by reason of such numbers or any use made of such numbers, including any use by the City and any officer or agent of the City, by reason of any inaccuracy, error or omission with respect to such numbers.

10. Registration, Transfer and Exchange. Upon surrender for transfer or exchange of any Bond at the principal office of the Bond Registrar, the City shall execute and deliver and the Bond Registrar shall authenticate in the name of the transferee or transferees a new Bond or Bonds of any authorized denomination in an aggregate principal amount equal to the Bond surrendered and of the same form and maturity and bearing interest at the same rate as the Bond surrendered, subject in each case to such reasonable regulations as the City and the Bond Registrar may prescribe. All Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the City and the Bond Registrar, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. No Bond may be registered to bearer.

New Bonds delivered upon any transfer or exchange shall be valid obligations of the City, evidencing the same debt as the Bonds surrendered, and shall be secured by this Ordinance and entitled to all of the security and benefits hereof to the same extent as the Bonds surrendered.

11. Charges for Exchange or Transfer. No charge shall be made for any exchange or transfer of Bonds, but the City may require payment by the registered owner of any Bond of a sum sufficient to cover any tax or other governmental charge which may be imposed with respect to the transfer or exchange of such Bond.

12. Non-Arbitrage Certificate and Tax Covenants. The Authorized Officer and such officers and agents of the City as the Authorized Officer may designate are authorized and directed to execute with respect to the Bonds one or more Non-

Arbitrage Certificates and Tax Covenants setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary in order to comply with the provisions of the Internal Revenue Code of 1986, as amended (the "Tax Code"), including the provisions of Section 148 of the Tax Code and applicable regulations relating to "arbitrage bonds." The City Council covenants on behalf of the City that the proceeds from the issuance and sale of the Bonds will be invested and expended as set forth in the City's Non-Arbitrage Certificate and Tax Covenants relating to such Bonds, to be delivered simultaneously with the issuance and delivery of such Bonds and that the City shall comply with the other covenants and representations contained therein.

13. Defeasance. Bonds may be defeased pursuant to Section 15.2-2623 of the Code of Virginia of 1950, as amended, or any successor statute and shall be deemed no longer outstanding upon the establishment of an escrow or sinking fund for such Bonds meeting the requirements of, and the satisfaction of other conditions, if any, to defeasance set forth in such Section 15.2-2623 or successor statute.

14. Disclosure Documents. The Authorized Officer and such officers and agents of the City as the Authorized Officer may designate are hereby authorized and directed to prepare, execute, if required, and deliver appropriate notices of sale, preliminary official statements, official statements, continuing disclosure agreements or such other offering or disclosure documents as may be necessary to expedite the sale of the Bonds. The notices of sale, preliminary official statements, official statements, continuing disclosure agreements or other documents shall be published in such publications and distributed in such manner, including electronically, and at such times as the Authorized Officer shall determine. The Authorized Officer is authorized and directed to deem the preliminary official statements "final" for purposes of Securities and Exchange Commission Rule 15c2-12.

15. Further Actions. The Authorized Officer and such officers and agents of the City as the Authorized Officer may designate are authorized and directed to take such further action as they deem necessary regarding the issuance and sale of the Bonds including the execution and delivery of such bond purchase agreement or agreements as may be required in connection with any negotiated sale of the Bonds and the execution and delivery of any such other documents, agreements and certificates as they may deem necessary or desirable and all actions taken by such officers and agents in connection with the issuance and sale of the Bonds are ratified and confirmed.

16. Reimbursement. The City Council adopts this declaration of official intent under U.S. Treasury Regulations Section 1.150-2. The City Council reasonably expects to reimburse advances made or to be made by the City to pay the costs of the Projects from the proceeds of its debt. The maximum amount of debt expected to be issued for the Projects is set forth in paragraph 1 above. The City hereby authorizes the Authorized Officer, on behalf of the City, to specifically declare the City's official intent to reimburse portions of the cost of the Projects with New Money Bond proceeds.



17. Effective Date; Applicable Law. In accordance with Section 15.2-2601 of the Code of Virginia of 1950, as amended, the City Council elects to issue the Bonds pursuant to the provisions of the Public Finance Act of 1991 without regard to the requirements, restrictions or other provisions contained in the Charter of the City.

18. That this ordinance shall become effective upon the date and at the time of its final passage.

9. City Council adopted an ordinance to make appropriations for the support of the City Government for Fiscal Year 2025.

The ordinance reads as follows:

ORDINANCE NO. 5547

AN ORDINANCE making appropriations for the support of the government of the City of Alexandria, Virginia, for Fiscal Year 2025.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

**Section 1.** That, pursuant to Section 6.07 of the City Charter, the sum of \$2,107,800,029 be, and the same hereby is, appropriated for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025.

**Section 2.** That, pursuant to Section 6.07 of the City Charter, the sum of \$2,107,800,029 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 be, and the same hereby is, further appropriated to the following City departments, major operating units, component units, and major categories of expenditures in the amounts set forth below:

<u>Department/Unit/Component Unit/ Category of Expenditure</u>	<u>Appropriation</u>
Circuit Court Judges	
\$ 1,732,010	
18 <sup>th</sup> General District Court	169,180
18 <sup>th</sup> Juvenile Court	97,023
City Attorney	4,455,086
City Clerk and Clerk of Council	599,497
City Council	717,149
City Manager	6,083,214
Clerk of the Court	2,055,682
Code Administration	
9,169,694	
Commonwealth's Attorney	5,165,064
Community Policing Review Board	653,618
Contingent Reserves	
5,280,575	
Court Service Unit	2,368,888
Economic Development Activities	9,097,318
Emergency and Customer Communications	10,255,120
Finance	15,585,248
Fire	68,169,591
General Debt Service	- Alexandria City Public Schools
45,527,862	
General Debt Service - City	49,638,949
General Debt Service – Potomac Yard	10,302,656
General Debt Service – Transportation	393,361
General Debt Service – Stormwater Utility	962,763
General Debt Service – Sanitary Sewer	1,727,995
General Debt Service – Fire Apparatus	710,238
General Services	15,228,873
Health	9,726,474
Human Resources	5,811,240
Human Rights	1,220,485
Human and Community Services	111,289,514
Information Technology Services	17,334,097

Internal Audit	467,900
Non-Departmental	8,979,443
Office of Communications & Public Information	2,430,283
Office of Historic Alexandria	5,401,918
Office of Housing	9,874,898
Office of Management and Budget	1,734,373
Office of Project Implementation	0
Other Correctional Activities	7,586,408
Other Educational Activities	15,570
Other Health Activities	1,327,082
Performance Analytics	901,799
Planning and Zoning	
8,454,611	
Police	71,585,142
Recreation, Parks and Cultural Activities	31,856,521
Registrar of Voters	2,126,899
Sheriff	35,258,130
Transit Subsidies	61,283,610
Transportation and Environmental Services	59,186,529
Capital Projects	493,728,519
Component Unit – Library	9,754,589
Component Unit – Schools	377,657,890
Internal Services	7,097,249
Interfund Transfers	499,561,602
<b>TOTAL APPROPRIATIONS</b>	<b>\$ 2,107,800,029</b>

**Section 3.** That, pursuant to Section 6.07 of the City Charter, the sum of \$2,107,800,029 appropriated in Section 1 of this ordinance for the support of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 be, and the same hereby is, further appropriated to the following principal objects of city expenditures:

<u>Object of Expenditures</u>	<u>Appropriation</u>
Personnel Service	\$ 376,143,215
Non-Personnel Services	199,530,430
Capital Outlay	360,446
Debt Service	109,264,424
Component Unit – Library	9,679,051
Component Unit – Schools	377,657,890
Alexandria Transit Company	34,777,203
Equipment Replacement	7,097,249
Interfund Transfers	499,561,602
Capital Projects	493,728,519
<b>TOTAL APPROPRIATIONS</b>	<b>\$ 2,107,800,029</b>

**Section 4.** That the sum of \$ 2,107,800,029 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 is expected to be derived from the following sources of revenue:

<u>Source of Revenue</u>	<u>Amount</u>
General Property Taxes	\$ 626,694,098
Other Local Taxes	229,876,459
Permits, Privilege Fees and Licenses	15,150,838
Fines and Forfeitures	
4,304,500	
Intergovernmental Revenue	292,931,483
Charges for Services	
87,367,535	
Revenue from Use of Money and Property	25,473,551
Miscellaneous Revenue	11,176,376
Bond Proceeds – Future Sale	266,802,107
Spendable Fund Balance – General Fund	26,992,992
Spendable Fund Balance – Alexandria City Public Schools Operating Fund	7,384,899
Spendable Fund Balance – Capital Projects Fund	1,675,563
Spendable Fund Balance – Sanitary Sewer, Stormwater	9,452,774
Spendable Fund Balance – Internal Services Fund	837,768
Spendable Fund Balance – Other Fund Balance	2,117,484
Interfund Transfers	\$ 499,561,602
<b>TOTAL ESTIMATED REVENUE</b>	<b>\$ 2,107,800,029</b>

**Section 5.** That, pursuant to Section 6.14 of the City Charter, the sum of \$493,728,519 be, and the same hereby is, appropriated for Capital Improvement Project expenditures of the City of Alexandria and the Alexandria City Public Schools in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025. This sum, which consists of the \$ 493,728,519 appropriated as Capital Projects in Section 3 of this ordinance, is appropriated as follows: (i) \$ 386,119,919 capital projects that are included in the City government Fiscal Year 2024 - 2033 Capital Improvement Program adopted by City Council on May 1; and (ii) \$107,608,600 to the capital projects identified in the Alexandria City Public Schools' capital budget.

**Section 6.** That the sum of \$ 493,728,519 appropriated in Section 5 of this ordinance for capital improvement project expenditures of the City of Alexandria and the Alexandria City Public Schools in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 is expected to be derived from the following sources of revenue:

<u>Source of Revenue</u>	<u>Amount</u>
Intergovernmental Revenue	\$ 80,513,547
Transfer In from Special Revenue – Sewer	15,586,800
Other Local Taxes	60,800,000
Transfer In from Special Revenue – Stormwater	9,808,850
Transfer in from General Fund (Cash Capital)	29,476,152
Transfer in from NVTa	6,500,000
Transfer in from Affordable Housing Fund	6,854,000
Charges for Services	
661,500	
Appropriation of General Fund Balance	13,000,000
Miscellaneous Revenue	2,050,000
Bond Proceeds – Landmark Redevelopment	28,000,000
Use of Fund Balance – ACPS	1,675,563
Bond Proceeds – Future Sale – Including Sewer Funds	<u>238,802,107</u>
<b>TOTAL ESTIMATED REVENUE</b>	<b>\$ 493,728,519</b>

**Section 7.** That the sum of \$ 499,561,602, be, and the same hereby is, authorized to be transferred between the following funds maintained by the City, as set forth below:

<u>From</u>	<u>Amount</u>	<u>To</u>	<u>Amount</u>
General Fund	\$ 45,464,670	Special Revenue Fund	\$ 45,464,670
General Fund	16,472,181	Potomac Yard Fund	16,472,181
Special Revenue Fund - Sewer	1,615,183	General Fund	1,615,183
Special Revenue Fund – Stormwater	2,488,000	General Fund	2,488,000
Special Revenue Fund – Code	655,368	General Fund	655,368
Special Revenue Fund – Refuse	866,410	General Fund	866,410
General Fund	9,919,184	Special Revenue Fund – Affordable Housing	9,919,184
Affordable Housing Fund	6,854,000	Capital Projects Fund	6,854,000

Special Revenue Fund – Sewer	15,586,800	Capital Projects Fund	15,586,800
Special Revenue Fund –Stormwater	9,808,850	Capital Projects Fund	9,808,850
General Fund	29,476,152	Capital Projects Fund	29,476,152
Potomac Yard Fund	5,006,497	General Fund	5,006,497
NVTA Fund	6,500,000	Capital Projects Fund	6,500,000
General Fund	32,257,921	NVTA Fund	32,257,921
General Fund	273,034,300	Component Unit – Schools	273,034,300
NVTA Fund	32,872,921	Alexandria Transit Company	32,872,921
General Fund	1,560,582	Alexandria Transit Company	1,560,582
General Fund	<u>\$ 9,122,583</u>	Component Unit – Library	<u>\$ 9,122,583</u>
TOTALS	<u>\$ 499,561,602</u>	TOTALS	<u>\$ 499,561,602</u>

**Section 8.** That the sum of \$2,107,800,029 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 is, for accounting purposes and in accordance with generally accepted accounting principles, attributed, for each City department, major operating unit, component unit, and major category of expenditure, to the funds maintained by the City as shown in Table I on the pages following this ordinance.

**Section 9.** That the sum of \$2,107,800,029 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2024 and ending on the thirtieth day of June 2025 is, for accounting purposes and in accordance with generally accepted accounting principles, attributed, for each major source of revenue, to the funds maintained by the City as shown in Table II on the pages following this ordinance.

**Section 10.** That the City Council of the City of Alexandria, Virginia does hereby make provision for and appropriation to the funds hereafter named in the amounts required to defray the expenditures and liabilities of the City for which commitments were established in the form of encumbrances or otherwise on or before June 30, 2024 but which are payable in fiscal year 2025 and for which amounts were appropriated but not expended in fiscal year 2024 and further, that the City Council does hereby allot the amounts so appropriated to the several City departments for fiscal year 2025 as follows:

**GENERAL FUND**

Circuit Court Judges	\$ 26,000
Clerk of the Circuit Court	2,000
City Attorney	
9,000	
City Council	2,000
City Manager's Office	507,000
Commonwealth's Attorney	9,000
Communications and Community Engagement	82,000
Community and Human Services	1,275,000
Court Service Unit	69,000
Economic Development	85,000
Emergency Communications	87,000
Finance	773,000
Fire	1,267,000
General Services	1,354,000
Health	32,000
Historic Alexandria	247,000
Housing	11,000
Human Resources	315,000
Information Technology Services	500,000
Internal Audit	18,000
Management and Budget	78,000
Non-Departmental	809,000
Performance Analytics	80,000
Planning and Zoning	427,000
Police	1,168,000
Registrar	32,000
Recreation, Parks and Cultural Activities	893,000
Sheriff	763,000
Transit Subsidies	472,000
Transportation and Environmental Services	<u>3,734,000</u>
<b>Total General Fund</b>	<b><u>\$15,126,000</u></b>

**Section 11.** That this ordinance shall become effective upon the date and at the time of its final passage.

11. City Council adopted an ordinance to solicit and eventually grant a non-exclusive franchise(s) for use of the public rights-of-way by companies to design, install, provide, operate, maintain, repair, control, upgrade, construct and remove a fiber network for the purpose of providing telecommunications services within the City.

The ordinance reads as follows:

#### ORDINANCE NO. 5549

AN ORDINANCE to initiate and establish the process for soliciting and granting non-exclusive Franchise proposals by the City of Alexandria, Virginia, from companies that desire to use the public rights-of-way and occupy the City's streets for the design, installation, provision, operation, maintenance, repair, control, upgrade, construction, and removal of a fiber network for the purpose of providing Telecommunications Services within the City. Telecommunications Services shall mean the offering of telecommunications, *i.e.*, the transmission, between or among points specified by the user, of information of the user's choosing, without change in the form or content of the information as sent and received, for a fee directly to the public or to such classes of users as to be effectively available directly to the public regardless of the facilities used, but not including cable services.

#### THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the City of Alexandria proposes to grant non-exclusive Franchise(s) in the manner prescribed by law, for use of the public rights-of-way by companies to design, install, provide, operate, maintain, repair, control, upgrade, construct and remove a fiber optic network to provide Telecommunications Services in the public rights of ways of the City of Alexandria, Virginia, as set forth in the following proposed franchise ordinance.

#### ORDINANCE NO. \_\_\_\_\_

*AN ORDINANCE to grant to \_\_\_\_\_, its successors and assigns, a franchise, under certain conditions, permitting the grantee to use the public rights-of-ways in the City of Alexandria for the design, installation, provision, operation, maintenance, repair, control, upgrade, construction and removal of a fiber network to provide Telecommunications Services in the City.*

#### *THE CITY COUNCIL HEREBY ORDAINS:*

*Section 1. That this Franchise is hereby granted to \_\_\_\_\_ hereinafter referred to as "Grantee," its successors and assigns, to permit the Grantee to design, install, provide, operate, maintain, repair, upgrade, construct and remove a fiber network to provide Telecommunications Services, excluding cable, in the public rights of-ways in the City in accordance with the terms and conditions set forth in the Right-Of-Way Franchise Agreement, attached hereto as Exhibit A and fully incorporated herein by reference.*



*Section 2. That said Franchise is awarded to the Grantee after public notice and invitation for bids, as required by law, pursuant to Section 2 of Ordinance No. \_\_\_\_\_, and after the invitation for bids was duly closed and all bids were fully and carefully investigated and evaluated. More than one franchise may be awarded pursuant to this Ordinance.*

*Section 3. That the Grantee be, and hereby is granted a franchise for an initial term of fifteen (15) years, with two five ( 5) year extensions each, for a possible term of 25 years, subject to City Council approval to design, construct, operate, control, provide, install, maintain, repair, upgrade, and remove a fiber network and related infrastructure to provide Telecommunications Services, excluding cable services, in the public rights-of-ways in the City. The Grantee shall strictly comply with the terms of this Ordinance and with the Franchise Agreement, together with all applicable laws and regulations of the City of Alexandria, the Commonwealth of Virginia and the United States, and any regulatory agency having jurisdiction, including, without limitation, with the following conditions:*

- 1. All necessary permits shall be obtained for each and every excavation or installation, including but not limited to boring in and/or under public rights-of-ways or other public places.*
- 2. In the event the relocation, construction, reconstruction, maintenance or repair by the City, Commonwealth of Virginia or the Washington Metropolitan Area Transit Authority of any facilities or services is necessary or desirable, and it is necessary to alter or relocate, either permanently or temporarily , any of the Grantee's property in the public rights-of-ways or other public property in order to accomplish the same, the Grantee shall, after reasonable notice , move, alter or relocate its property at its own cost and expense and should the Grantee fail to comply with such notice, its property may be removed, altered or relocated by the City, Commonwealth or the Metropolitan Area Transit Authority at the cost of the Grantee and without liability for any resulting damage. The Grantee shall do everything reasonably necessary, in a timely manner, to prevent any delays in construction or any project of the City, the Commonwealth or the Washington Metropolitan Area Transit Authority.*
- 3. This Franchise may be assigned or transferred; provided, however, that no such assignment or transfer shall be effective without the prior written consent of the City, which consent shall not be unreasonably withheld.*
- 4. The Grantee will obtain liability insurance to the satisfaction of the City Attorney, which insurance shall name the City as an additional insured.*
- 5. The Grantee will not use the privileges granted by this Franchise to provide the functional equivalent of a cable system or Cable Services as defined in sections 9-3-17 and 9-3-18 of the Code of the City of Alexandria (1950), as amended.*
- 6. The Grantee shall protect all property of the City or any other person during any work of designing, constructing, operating, installing, maintaining, repairing, upgrading or removing its system in or adjacent to the public rights-of-ways or other public place, and shall fully restore, in kind, any property damaged or destroyed during such work.*

7. *That nothing in this Franchise shall increase or strengthen the rights that other franchisees may have. The City shall have no liability to the grantee for exercising any rights the City may have in general or under its franchises with other franchisees, regardless of the effect of such exercise on the Grantee.*
8. *The Grantee shall remove its property at its own expense at the expiration or termination hereof.*

*Section 4. That the City Manager be and hereby is authorized to execute such documents as may be required to effectuate the Franchise hereby granted.*

*Section 5. That the City Clerk be and hereby is authorized to attest the execution of said documents and to affix thereon the official seal of the City of Alexandria, Virginia.*

Section 2. That as soon as this ordinance has been finally passed, the City Clerk shall cause to be advertised once a week for two successive weeks in a newspaper published in the City of Alexandria, Virginia, a descriptive notice of the proposed ordinance contained in Section 1 of this ordinance, and in addition thereto, shall by such advertisement invite bids for the Franchise(s) proposed to be granted by such proposed ordinance, by publishing with the descriptive notice of such ordinance notice which shall be in substantially the following form:

#### NOTICE

BIDS IN THE FORM OF A PROPOSED AGREEMENT ARE INVITED BY THE CITY OF ALEXANDRIA, VIRGINIA, FOR THE GRANT OF A NONEXCLUSIVE FRANCHISE PERMITTING FRANCHISEE(S) TO USE THE PUBLIC RIGHTS-OF-WAYS IN THE CITY FOR THE DESIGN, INSTALLATION, PROVISION, OPERATION, MAINTENANCE, REPAIR, CONTROL, UPGRADE, CONSTRUCTION AND REMOVAL OF A FIBER NETWORK INCLUDING RELATED INFRASTRUCTURE, TO PROVIDE TELECOMMUNICATIONS SERVICES, NOT INCLUDING CABLE SERVICES, IN THE CITY. THE TERMS AND CONDITIONS FOR THE FRANCHISE ARE ATTACHED TO THE ORDINANCE AND ARE ON THE CITY'S WEBSITE ALEXANDRIAVA.GOV. THE TERM OF THE FRANCHISE IS NEGOTIABLE BUT SHALL BE FOR AN INITIAL TERM OF 15 YEARS WITH UP TO TWO ADDITIONAL EXTENSIONS OF 5 YEARS EACH, SUBJECT TO THE APPROVAL OF THE CITY COUNCIL. ALL BIDS ARE TO BE SUBMITTED IN WRITING IN THE FORMAT OF THE FRANCHISE AGREEMENT FOR THE USE OF THE PUBLIC RIGHTS-OF-WAYS FOR A FIBER NETWORK, INCLUDING RELATED INFRASTRUCTURE, TO PROVIDE TELECOMMUNICATIONS SERVICES, NOT INCLUDING CABLE SERVICES ATTACHED HERETO AS EXHIBIT A AND ADDITIONAL DOCUMENTS REQUIRED BY THE TERMS AND SPECIFICATIONS. THE BID DOCUMENTS ARE TO BE SENT TO LALIT SHARMA BY E-MAIL LALIT.SHARMA@ALEXANDRIAVA.GOV OR MAIL 301 KING STREET, SUITE 4100, ALEXANDRIA, VA 22314 BEFORE 3 PM EASTERN STANDARD TIME, JULY 15, 2024, AT THAT TIME BIDS SHALL BE PUBLICLY OPENED AND ANNOUNCED. IN ADDITION, THE IDENTIFICATION OF THE BIDDERS SHALL BE ANNOUNCED IN OPEN SESSION OF THE CITY COUNCIL FOR THE CITY OF ALEXANDRIA IN THE COUNCIL CHAMBERS, CITY HALL, 301 KING STREET, SECOND FLOOR, ALEXANDRIA, VIRGINIA,

22314, ON OCTOBER 8, 2024 AT 7 P.M EASTERN TIME. AT THE OCTOBER 8, 2024 MEETING, THE MAYOR SHALL REFER THE BIDS RECEIVED TO THE CITY MANAGER AND/OR CITY STAFF TO EVALUATE, REVIEW AND CONSIDER IN THE MANNER PRESCRIBED BY LAW, INCLUDING THE SELECTION OF, AND NEGOTIATION OF FRANCHISE AGREEMENT(S) WITH ONE OR MORE PREFERRED, RESPONSIVE BIDDER(S). AS SOON THEREAFTER AS PRACTICABLE, THE CITY MANAGER AND/OR STAFF WILL RECOMMEND THE SUCCESSFUL BIDDER(S) AND PRESENT THE NEGOTIATED FRANCHISE AGREEMENT(S), FOR CONSIDERATION AND APPROVAL BY CITY COUNCIL.

THE CITY RESERVES THE RIGHT IN THE CITY MANAGER'S SOLE DISCRETION TO REJECT ANY AND ALL BIDS; TO TERMINATE NEGOTIATIONS AT ANY STAGE OF THE SELECTION PROCESS, AND TO REISSUE THE REQUEST FOR BIDS WITH OR WITHOUT MODIFICATION.

THE DESCRIPTIVE NOTICE OF THE PROPOSED FRANCHISE ORDINANCE IS AS FOLLOWS:

The proposed ordinance will grant a nonexclusive franchise or franchises, under certain conditions, permitting the grantee to use the public rights-of-ways in the City of Alexandria, for the design, installation, provision, operation, maintenance, repair, control, upgrade, construction and removal of a fiber network to provide Telecommunications Services, not including cable services. (Complete text of the ordinance is available in the office of the city clerk).

Section 3. That this Ordinance shall become effective on the date and at the time of its final passage.

The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

10. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 5-7-57 (LIMITATION ON NUMBER OF DOGS AND CATS KEPT PER DWELLING UNIT) Chapter 7 (ANIMALS AND FOWL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 10; 06/15/24, 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 Item No. 10; 06/15/24, 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 Item No. 10; 06/15/24, and is incorporated as part of this record by reference.)

The following person participated in the public hearing for this item:

1. Samantha Neakrase, Alexandria, spoke in favor of the amendment to the ordinance.

**WHEREUPON**, upon motion by Councilman McPike, seconded by Vice Mayor Jackson and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

**WHEREUPON**, upon motion by Councilman McPike, seconded by Councilmember Bagley and carried unanimously by roll-call vote, City Council adopted an ordinance to amend and reordain Section 5-7-57 (LIMITATION ON NUMBER OF DOGS AND CATS KEPT PER DWELLING UNIT) Chapter 7 (ANIMALS AND FOWL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of the Code of the City of Alexandria, Virginia, 1981, as amended. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

The ordinance reads as follows:

#### ORDINANCE NO. 5548

AN ORDINANCE to amend and reordain Section 57 (LIMITATION ON NUMBER OF DOGS AND CATS KEPT PER DWELLING UNIT) of Chapter 7 (ANIMALS AND FOWL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES) of the Code of the City of Alexandria, Virginia, 1981, as amended.

#### THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Title 5, Chapter 7, of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by deleting the text shown in strikethrough and adding the text shown in underline as follows:

Sec. 5-7-57 Limitation on number of dogs and cats kept per dwelling unit.

- (a) It shall be unlawful for any person to keep more than ~~three~~five dogs over four months of age or four cats over four months of age in any dwelling unit in the city.
- (b) ~~Any person who, on October 1, 1995, is lawfully keeping more than the number of dogs and cats permitted by this section shall be entitled to continue to keep all such dogs and cats, so long as they are duly licensed and inoculated in accordance with this article. However, it shall be unlawful for any such person to keep any dog or cat acquired after October 1, 1995, unless the total number of dogs and cats kept by the person does not exceed the number of dogs and cats permitted by subsection (a) of this section.~~
- (c) ~~This section shall not apply to any person authorized to operate a "kennel," as that term is defined in the City of Alexandria Zoning Ordinance.~~

Section 2. That Section 5-7-57 as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria City Code.

Section 3. That this ordinance shall become effective upon the date and at the time of its final passage.

#### **IV. OTHER BUSINESS**

##### **Reports and Recommendations from the City Manager**

12. Public Hearing and Consideration of a Five Year License Agreement with Zayo Group LLC to permit Zayo Group LLC's existing conduits and fiber optic cables to remain in the City of Alexandria's public rights-of-ways and to allow placement of additional conduits and fiber optic cable telecommunication services, not cable television services in the City of Alexandria.

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 12; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Vice Mayor Jackson and carried unanimously, City Council closed the public hearing and approved the five year license agreement with Zayo, and authorized the City Manager to execute the license agreement and to take any other actions that are necessary to implement the agreement. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

13. Public Hearing and Consideration of an Extension of the Existing Lease Agreement Between the City and Jeffrey L. Yates, TR for Use of Public Right of Way Adjacent to 1050 North Fayette Street

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 13; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Vice Mayor Jackson and carried unanimously, City Council: (1) closed the public hearing; and (2) authorized the City Manager to execute the three month extension of the existing Lease Agreement with Jeffrey L. Yates, TR. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

#### **V. Public Hearing Matters**

##### **Planning Commission (continued)**

14. Special Use Permit #2023-00044  
80 S. Early Street  
Public Hearing and consideration of a Special Use Permit for three temporary trailers; zoned I/Industrial. Applicant: David Donnelly

Planning Commission Action: Recommended Approval 6-1

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 14; 06/15/24, and is incorporated as part of this record by reference.)

The following person participated in the public hearing for this item:

1. Joshua Yuen, Alexandria, spoke about the construction noise on the property and solutions for the issues.

**WHEREUPON**, upon motion by Councilman Aguirre, seconded by Councilmember Bagley and carried 6-1, City Council closed the public hearing and City Council approved the Planning Commission recommendation with an amendment to condition #3 stating, "The two temporary trailers immediately abutting the front building wall shall be permitted at the site for a two-year term which expires on June 14, 2027." The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, and Councilman McPike; Opposed, Councilwoman Gaskins.

15. Special Use Permit #2024-00026  
Hops N Shine - 3410 Mount Vernon Avenue (Parcel Address: 3408 Mount Vernon Avenue)  
Public Hearing and consideration of a request for 1) a one year review of SUP #2023-00025 for outdoor dining, outdoor dining hours of operation, indoor live entertainment, and outdoor amplified background music and 2) to allow outdoor cooking, outdoor live entertainment, outdoor games as an accessory use, the extension of the outdoor dining closing hour, and the opening of the garage door for indoor live entertainment (amending SUP #2023-00025); zoned: CG/ Commercial General.  
Applicant: Abe Hadjiesmaeiloo  
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 15; 06/15/24, and is incorporated as part of this record by reference.)

Mayor Wilson made a disclosure statement noting he is the owner of a property that is adjacent to the proposed property and a result, upon advice from the City Attorney, he would be recusing himself from consideration of this item.

The following persons participated in the public hearing for this item:

1. Leslie Klein, Alexandria, spoke against the amendment to the Special Use Permit.
2. C.J. Cross, manager for Hops N Shine, spoke in favor of the amendment to the Special Use Permit and responded to questions from Council.
3. Stephen Harris, Alexandria, representing the Mount Vernon Community Association, spoke about the noise and the sound test conducted by the business. Mr. Harris

noted that there was not a large crowd present but he was not opposed to the setup presented during the test.

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Councilwoman Gaskins and carried 6-0, City Council closed the public hearing. The vote was as follows: In favor, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none; Recusal, Mayor Wilson.

**WHEREUPON**, upon motion by Councilman Aguirre, seconded by Councilman Chapman and carried 5-1, City Council approved the Planning Commission recommendation with the following amendments:

- amend condition #10 to read as follows: The outdoor dining area may be open to patrons from 11 a.m. to 11 p.m., Friday and Saturday and from 11 a.m. to 10 p.m., Sunday through Thursday and remain in compliance with the noise ordinance. The outdoor dining area shall be closed and cleared of all customers by 11 p.m. on Friday and Saturday and by 10 p.m., Sunday through Thursday and no new patrons may be admitted into the outdoor dining area after 10 p.m. on Friday and Saturday and 9 p.m. on Sunday through Thursday. The outdoor dining area shall be cleaned and washed by midnight on Friday and Saturday and by 11 p.m. on Sunday through Thursday. Staff shall not use any form of amplified sound, including radios and Bluetooth speakers, while cleaning and washing the outdoor dining area.  
(CC)

-amend condition #11 to read as follows:  
The outdoor dining area shall address the following:  
a. The maximum number of outdoor seats shall be determined by and comply with the statewide building and fire code.  
b. Outdoor cooking is permitted until 9 p.m. without amplified sound and in accordance with the fire code.  
c. All outdoor dining furniture must not be closer than 25 feet from the rear property line.  
d. The use of outdoor games shall be permitted until 9 p.m. and shall be placed on mats if ground mounted, and shall be ancillary to the principal use as a restaurant.  
(CC)

-Deleted condition #12.

-amend condition #14 to read as follows:  
Music and Live Entertainment  
a. Indoor live entertainment is permitted from 4 p.m. to 12 a.m., consistent with the noise ordinance. All windows and doors must remain closed during indoor live entertainment except for the garage door in front of the building.  
b. Outdoor amplified music in the form of background music is permitted from 11a.m. to 11 p.m., Friday and Saturday and from 11 a.m. to 9 p.m., Sunday through Thursday, consistent with the noise ordinance.  
c. Outdoor live entertainment and/or the amplification of the human voice is permitted. The outdoor live entertainment may occur for a maximum of six hours within the applicant's hours of operation. The applicant shall email notice to the residents of Sanborn Place notifications of the date and times of live entertainment events no less than one week in advance. The

applicant shall also post live entertainment events on the business website. Live entertainment volume shall be the same decibel level as the background music and controlled only through the house system. The projection of live music and live entertainment from within the restaurant to the outdoor area via loudspeakers through open doors and windows shall be prohibited at all times.

d. Should documented violations of the noise ordinance occur, which are not corrected immediately and constitute repeat violations, the applicant shall develop a noise mitigation plan to the satisfaction of the Director of Transportation & Environmental Services and the Director of Planning & Zoning.

e. The applicant shall designate an employee as a community liaison to respond to nearby property owners' noise concerns. The contact phone number and email for the community liaison shall be provided to the Mount Vernon Court Community Association. (CC)

-amend condition #30 to read as follows:

The Director of Planning and Zoning shall review the Special Use Permit six months, one year, and 18 months after it has been operational, and then again every three years for compliance with all conditions and may docket the matter for consideration by the Planning Commission and City Council if there have been documented violations of the permit conditions which were not corrected immediately, constitute repeat violations or which create a direct and immediate adverse zoning impact on the surrounding community; or the Director has determined that new or revised conditions are needed to offset land use impacts not addressed in the City Code. (CC)

The vote was as follows: In favor, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, and Councilwoman Gaskins; Opposed, Councilman McPike; Recusal, Mayor Wilson.

16. Rezoning #2024-00001  
709 & 711 Pendleton Street  
Public Hearing and consideration of a request for an amendment to the official Zoning Map to rezone the subject properties from CL/Commercial low with proffer to CL/Commercial low. Applicant: Sevda Tahirli, Shi Hailing, and Jiangling Wang  
Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 16; 06/15/24, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Curt Byron, Alexandria, spoke against the proposed rezoning, noting the lack of parking in the area and issues with litter near the business.
2. Marcus Allen, Alexandria, spoke against the proposed rezoning, noting the lack of parking in the area and issues with rodents because of litter.
3. Afet Suleymanova, representing the applicant, spoke in favor of the proposal.



4. Jiangling Wang, applicant, spoke in favor of the proposal.

**WHEREUPON**, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

**WHEREUPON**, upon motion by Councilman Aguirre, seconded by Vice Mayor Jackson and carried unanimously, City Council approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

17. Zoning Text Amendment #2024-00007

Coordinated Development District Conceptual Design Plan #2022-00001

315 Stovall Street; 312 Taylor Drive; 2380 and 2425 Mill Road; 206 Hoffman Street; 2310, 2356 and 2400 Eisenhower Avenue; 2200, 2250, and 2300 Dock Lane.

Public Hearing and consideration of requests for: (A) a text amendment to Section 5-602(A) of the Zoning Ordinance to eliminate minimum parking requirements for the CDD#2 zone; and (B) Coordinated Development District (CDD) Conceptual Design Plan approval to allow for future development on 11 development blocks; zoned CDD#2/Coordinated Development District #2. Applicants: Hoffman Companies, represented by Kenneth Wire, attorney, and Mill Road Block 20 LLC and Block 20 A LLC, represented by Mary Catherine Gibbs, attorney (CDD2022-00001) and City of Alexandria Department of Planning & Zoning (MPA2024-00002 and Text Amendment #2024-00007).

Planning Commission Action: Recommended Approval 7-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 17; 06/15/24, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Mary Catherine Gibbs, attorney for the applicant, spoke in support of the Zoning Text Amendment.

2. Kenneth Wire, attorney for the applicant, spoke in support of the Zoning Text Amendment.

**WHEREUPON**, upon motion by Vice Mayor Jackson, seconded by Councilmember Bagley and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

**WHEREUPON**, upon motion by Vice Mayor Jackson, seconded by Councilwoman Gaskins and carried unanimously, City Council approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

## **VI. ORDINANCES AND RESOLUTIONS**

18. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 2-1-4 (Compensation of Members) of Article A (General Provisions) of Chapter 1 (The City Council) of Title 2 (General Government) of the Code of the City of Alexandria, Virginia 1981 as amended, to increase the compensation for the Mayor and City Council Members effective January 2025. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 18; 06/15/24, 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 Item No. 18; 06/15/24, 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 Item No. 18; 06/15/24, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Councilman Aguirre, seconded by Councilman McPike and carried unanimously by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain Section 2-1-4 (Compensation of Members) of Article A (General Provisions) of Chapter 1 (The City Council) of Title 2 (General Government) of the Code of the City of Alexandria, Virginia, 1981, as amended, to increase the compensation for the Mayor and City Council members effective January 2025. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

The ordinance reads as follows:

### **ORDINANCE NO. 5550**

AN ORDINANCE to amend and reordain Section 2-1-4 (Compensation of Members) of Article A (General Provisions) of Chapter 1 (The City Council) of Title 2 (General Government) of the Code of the City of Alexandria, Virginia 1981 as amended, to increase the compensation for the Mayor and City Council Members effective January 2025.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 2-1-4, Article A, Chapter 1, Title 2 of The Code of the City of Alexandria, Virginia, 1981, as amended, be and the same hereby is amended and reordained to read as follows:

**Sec. 2-1-4 - Compensation of members.**

(a) The mayor is allowed to receive, in full compensation for his/her services, the salary of \$72,000 ~~\$41,500~~ per year.

(b) The members of city council are allowed to receive, in full compensation for their services, the salary of \$68,000 ~~\$37,500~~ per year.

(c) The members of city council and the mayor shall, in addition to the compensation provided above, be eligible to receive the same benefits as are provided city employees by the city, to the extent permitted by law. For the purpose of benefits for which eligibility is determined by the city, the mayor and members of city council shall be categorized as full-time city employees.

(d) The rate of compensation for the members of the city council and the mayor may be changed by ordinance, except that no increase in such rate of compensation shall be made to become effective during the term of office of the members of council and the mayor in which the vote to increase the compensation is cast, and any ordinance to approve such an increase shall be adopted at least four months prior to the date for the next general election of the members of city council and the mayor.

(e) The rate of compensation of the members of city council and the mayor shall be reviewed every three years, in conformance with the time periods established in subsection (d) of this section, for the purpose of considering whether such rate should include a cost of living increase in line with cost of living increases, if any, afforded city employees since the last such review.

Section 2. That Section 2-1-4 as enacted pursuant to Section 1 of this ordinance, be, and the same hereby is, enacted as part of the City of Alexandria City Code.

Section 3. That this ordinance shall become effective upon the commencement of the City Council term beginning on January 1, 2025.

**VII. FOR INFORMATION ONLY**

Zoning Subdivision cases are heard by the Planning Commission and placed on the City Council docket for information, and only heard by City Council upon appeal.

**Planning Commission (continued)**

19. Zoning Ordinance Subdivision cases are heard by the Planning Commission, placed on the City Council Docket for information, and heard by City Council only upon appeal.  
Subdivision #2024-00004  
1608 North Frost Street  
Public Hearing and consideration of a request for a Subdivision to re-subdivide two existing lots; zoned R-20 Applicant: Ryan D. Katz & Amy J Katz

20. Zoning Ordinance Subdivision cases are heard by the Planning Commission, placed on the City Council docket for information, and heard by City Council only upon appeal.

Subdivision #2024-00003

635 Upland Place Public Hearing and consideration of a request for a Subdivision with variations to re-subdivide an existing lot into two lots; zoned R-5/Residential.

Applicant: Windmill Hill LLC represented by M. Catharine Puskar, attorney

**VIII. Closed Session (if needed)**

Not needed.

**IX. ADJOURN**

**THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED**, upon motion by Councilmember Bagley, seconded by Vice Mayor Jackson and carried unanimously, City Council adjourned the public hearing meeting at 12:19 p.m. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilmember Bagley, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none.

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**APPROVED BY:**

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**JUSTIN M. WILSON**

**MAYOR**

ATTEST:

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Gloria A. Sitton, CMC City Clerk

Adopted: September 10, 2024