

City of Alexandria Meeting Minutes Tuesday, June 28, 2022 5:30 PM City Council Legislative Meeting

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. Anderson, City Attorney; Ms. McIlvaine, Director, Office of Housing; Ms. Snow, Senior Assistant City Attorney; Mr. Moritz, Director, Planning and Zoning; Mr. Coleman, Deputy Director, General Services; Ms. Taylor, Director, Finance; Ms. Bulova, Director, Office of Historic Alexandria; Mr. Useem, Chief Performance Officer, Office of Performance Analytics; Mr. Gonsalves, Assistant City Manager; Mr. Maines, Division Chief, Transportation and Environmental Services (T&ES); Ms. Orr, Deputy Director, T&ES; Ms. Williams, Assistant Director, Planning and Zoning; Mr. Browand, Deputy Director, Recreation, Parks and Cultural Activities; Ms. Wedeles, City Manager's Office; Ms. Teate, Office of Communications and Public Information; Mr. Smith, Information Technology Services (ITS); Ms. Demeke, ITS; and Police Captain Ballantine.

Recorded by: Gloria Sitton, City Clerk and Clerk of Council.

I. OPENING

1. Calling the Roll.

Mayor Wilson called the meeting to order and the City Clerk called the roll. All the members of Council were present with Vice Mayor Jackson, Councilman Chapman, and Councilwoman Gaskins arriving during the executive session.

2. Executive Session.

Consideration of a closed executive session for discussion of a specific legal matter requiring the provision of legal advice and discussion of personnel matters.

WHEREUPON, upon motion by Councilman Aguirre, seconded by Councilman McPike and carried 4-0, City Council convened in closed executive session at 5:32 p.m., to discuss a specific legal matter requiring the provision of legal advice and a personnel matter; specifically, legal advice regarding the City Code on collective bargaining for public employees and the annual review for the City Clerk, City Attorney, and City Manager; pursuant to Section 2.2-3711(A)(8) and (A)(1) of the Code of Virginia. The vote was as follows: In favor, Mayor Wilson, Councilman Aguirre, Councilmember Bagley, and Councilman McPike; Opposed, none; Absent, Vice Mayor Jackson, Councilman Chapman, and Councilwoman Gaskins.

WHEREUPON, upon motion by Councilmember Bagley, seconded by Vice Mayor Jackson and carried unanimously, City Council reconvened in open session at 7:06 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.

3. Moment of Silence and Pledge of Allegiance

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

II. ORAL REPORTS FROM MEMBERS OF CITY COUNCIL ON BOARDS, COMMISSIONS AND COMMITTEES

***Waterfront Commission (Councilmember Bagley)**

Councilmember Bagley reported that City Manager Parajon attended the meeting to introduce himself to the Commission and speak at the quarterly updates on the Council's priorities. Councilmember Bagley noted that there was discussions about priorities of the Waterfront Commission. Ms. Katye North, Division Chief, Transportation and Environmental Services, spoke to the Commission about parking updates along the Waterfront.

***Virginia Railway Express (VRE) (Councilmember Bagley)**

Councilmember Bagley reported that VRE is celebrating its 30th anniversary and she has attended many of the events. Councilmember Bagley reported that VRE is considering a fare free September for its ridership to thank them and encourage more usage.

***Council of Governments (COG) Transportation Planning Board (Councilman Aguirre)**

Councilman Aguirre reported that TPB discussed regional air pollution and some of the metrics and decided to stay with the 50% metric for the region.

***Library Board (Councilman Aguirre)**

Councilman Aguirre reported that the Board was making progress on hiring staff member to spearhead fundraising for the Library.

III. ORAL REPORT FROM THE CITY MANAGER

City Manager Parajon recognized and congratulated Kate Garvey, Director, Department of Community and Human Services, on receiving the Outstanding Local/State Member Award from the American Public Human Services Association.

City Manager Parajon reported that the inaugural art installation at the Waterfront Park, Mirror, Mirror, was selected by Codaworx for its Annual Top 100 Successful Design projects in the world.

City Manager Parajon presented Mayor Wilson with the inaugural Capital Region Trailblazer Award from Housing Association of Nonprofit Developers (HAND), for his work with the City and the region to enhance the production of affordable housing.

4. Presentation and Discussion on Metropolitan Washington Planning Framework for 2030 (Region United) by Metropolitan Washington Council of Governments (MW-COG).

Mr. Chuck Bean, Executive Director, Metropolitan Washington Council of Governments (COG), gave a presentation on the work and initiatives that COG has been working on in the Capital Region, including housing, jobs, and transit.

IV. REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER CONSENT CALENDAR (5-9)

(Reports and Recommendations of the City Manager)

5. Consideration of Disposition and Future Use of a Portion of City-Owned Real Estate Located at 2 King Street.

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 5; 06/28/22, and is incorporated as part of this record by reference.)

(Ordinances for Introduction and First Reading)

6. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to repeal Ordinance No. 5416 that vacated a portion of the public right-of-way that is part of an alley along Mount Vernon Avenue, which is bounded by 3608 Mount Vernon Avenue to the Southeast and 3610 Mount Vernon Avenue to the northwest (VAC No. 2021-00001).

(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. 6; 06/28/22, 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. 6; 06/28/22, and is incorporated as part of this record by reference.)

7. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance authorizing the owner of the property located at 4915 Polk Avenue to construct and maintain an encroachment for a driveway in the public right of way adjacent to that location (Implementation Ordinance for Encroachment No. 2022-00004 associated with Alexandria Free Methodist Church approved by City Council on June 18, 2022).

(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; 06/28/22, 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; 06/28/22, and is incorporated as part of this record by reference.)

8. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend and reordain Sheet No. 034.04 of the "Official Zoning Map, Alexandria, Virginia," adopted by Section 1-300 (OFFICIAL ZONING MAP AND DISTRICT BOUNDARIES), of the City of Alexandria Zoning Ordinance, by rezoning the properties at 31 and 33 East Bellefonte Avenue from R-2-5/Single- and two-family zone to RB/Townhouse zone in accordance with the said zoning map amendment heretofore approved by city council as Rezoning No. 2022-00002 (Implementation Ordinance for Rezoning No. 2022-00002 associated with 31 and 33 East Bellefonte Avenue approved by City Council on June 18, 2022).

(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; 06/28/22, 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; 06/28/22, and is incorporated as part of this record by reference.)

9. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend and reordain Articles II (DEFINITIONS), VII (SUPPLEMENTAL ZONE REGULATIONS), and XII (NONCOMPLIANCE AND NONCONFORMITY) and Section 11-1302 (SPECIAL EXCEPTION ESTABLISHED) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2022-00008 (Implementation Ordinance for Text Amendment No. 2022-00008

associated with the minor amendments approved by City Council on June 18, 2022).

(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; 06/28/22, 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; 06/28/22, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilman McPike, seconded by Councilman Chapman and carried unanimously by roll-call vote, City Council approved the consent calendar, with the exception of item #5, which was considered under a separate motion. The City Manager's approval was as follows:

6. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Tuesday, July, 5, 2022.

7. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Tuesday, July, 5, 2022.

8. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Tuesday, July, 5, 2022.

9. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on Tuesday, July, 5, 2022.

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.

5. Consideration of Disposition and Future Use of a Portion of City-Owned Real Estate Located at 2 King Street.

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 5; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously, City Council: (1) declared a portion of City-owned property located at 2 King Street surplus property and authorized the City Manager to seek proposals as described in the City Real Estate Disposition Policy; and (2) authorized the City Manager to issue a Request for Proposals (RFP) for the disposition, sale, and redevelopment of a portion of City-owned property at 2 King Street for no less than ninety

(90) days following the process detailed in the City Real Estate Disposition Policy. City Council requested that staff return to them with more information before the RFP is issued. 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. ROLL-CALL CONSENT CALENDAR (10- 15)

10. Consideration of a Resolution to Accept Community Project Funding for Two Flash Flooding Spot Projects for Flood Action Alexandria. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 10; 06/28/22, and is incorporated as part of this record by reference.)

11. Consideration of a Resolution to Approve a Grant Application to the U.S. Department of Transportation (USDOT) for the FY 2022 Safe Streets and Roads for All (SS4A) Grant Program. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 11; 06/28/22, and is incorporated as part of this record by reference.)

12. Consideration of a Resolution to support a Grant Application to the Virginia Department of Rail and Public Transportation (DRPT) for mitigation funding for Metrorail service impacts in 2022 to 2023. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 12; 06/28/22, and is incorporated as part of this record by reference.)

13. Consideration of a Resolution to Establish the 2022 Personal Property Tax Relief Rates. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 13; 06/28/22, and is incorporated as part of this record by reference.)

14. Consideration of a Resolution Regarding the Delegation of City Council Authority to the City Manager or Designee. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 14; 06/28/22, and is incorporated as part of this record by reference.)

15. Consideration of a Recommendation for Approval of a Resolution Requesting the Commonwealth's Transportation Commissioner Convey Title to the Parcels and Rights-of-Ways for Project 0001-100-102, RW201 (Monroe Avenue Bridge) to the

City of Alexandria. [ROLL CALL VOTE]

(The City Manager's memorandum dated June 28, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 15; 06/28/22, and is incorporated as part of this record by reference.)

END OF ROLL- CALL CONSENT CALENDAR

WHEREUPON, upon motion by Councilman Chapman, seconded by Vice Mayor Jackson and carried unanimously by roll-call vote, City Council approved the roll-call consent calendar, with item numbers 10, 11, and 14, approved under separate motions. The approval was as follows:

12. City Council adopted a resolution to: (1) authorize the submission of a grant application up to \$1,000,000; (2) commit the 20% local match funding; and (3) authorize the City Manager to execute all necessary documents that may be required.

The resolution reads as follows:

RESOLUTION NO. 3083

RESOLUTION TO SUPPORT STATE AID FOR MITIGATION OF METRORAIL SHUTDOWN ON CITY OF ALEXANDRIA

WHEREAS, the Virginia Secretary of Transportation authorized the Virginia Department of Rail and Public Transportation to award assistance to jurisdictions affected by the closure of Metrorail;

WHEREAS, the City Council of the City of Alexandria desires to submit an application to the Virginia Department of Rail and Public Transportation (DRPT) Demonstration Project Assistance Program for up to \$1,000,000 to mitigate the effects of the Metrorail shutdown; and,

WHEREAS, in February 2022, the Washington Metropolitan Area Transit Authority announced a two phased Metrorail shutdown, beginning September 10, 2022 which starts with a closure of all rail stations in Alexandria.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA, THAT:

1. The City Council of the City of Alexandria hereby supports the application for State Aid up to \$1,000,000 through the Virginia Department of Rail and Public Transportation;
2. The City Council hereby commits to include funds for its local match of agency funds up to \$200,000 for the Mitigation grant, if awarded, in its Fiscal Year 2023 Budget; and,

3. The City Council of the City of Alexandria hereby grants authority for the City Manager to execute all necessary documents that may be required under this program.

13. City Council adopted a resolution to establish the personal property tax relief rates for calendar year 2022.

The resolution reads as follows:

RESOLUTION NO. 3084

RESOLUTION TO SET THE RELIEF RATES UNDER THE PERSONAL PROPERTY TAX RELIEF ACT

WHEREAS, pursuant to Section 58.1-3524 of the Code of Virginia and Section 3-2-224 of the City Code, City Council has the authority to establish the relief rates assessed for vehicles; and

WHEREAS, pursuant to Section 3-2-224(e)(5) of the City Code, the City is required to set the relief rates annually by resolution; and

WHEREAS, City Council has now determined that it is necessary and desirable to set the relief rates as follows.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA:

1. That the relief rate for vehicles under City Code Section 3-2-224(e)(5)(A) is 52%;
and
2. That the relief rate for vehicles under City Code Section 3-2-224(e)(5)(B) is 28%;
and
3. That the relief rate for vehicles under City Code Section 3-2-224(e)(5)(C) is 16%;
and
4. That the rates set forth above may vary due to changes related to the vehicles subject to the tax that occur before the tax bills are issued; and
5. That this Resolution shall be effective for Calendar Year 2022.

15. City Council approved a resolution requesting the Commonwealth's Transportation Commissioner convey title to the parcels and rights-of-way for Project 0001-100-102, RW201(Monroe Avenue Bridge) to the City of Alexandria.

The resolution reads as follows:

RESOLUTION NO. 3086

WHEREAS, Section 33.2-907(B) of the Code of Virginia (1950), as amended, authorizes the Commonwealth Transportation Commissioner to acquire rights-of-ways for the construction, reconstruction, alteration, maintenance and repair of public highways within municipalities on projects which are constructed with State or Federal participation and subsequently convey such rights-of-ways to the requesting municipality; and

WHEREAS, Section 33.2-907(B) of the Code of Virginia (1950), as amended, further provides that the Commonwealth Transportation Commissioner may exercise such authority only upon receipt of an official request from the City involved with the project; and

WHEREAS, the Commonwealth Transportation Commissioner has previously exercised such power to acquire the necessary rights-of-ways for Project 0001-100-102, RW201 within the Corporate Limits of the City of Alexandria, and the City of Alexandria now requests that the Commonwealth Transportation Commissioner convey that right of way to the City of Alexandria; and

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA

On this date of June 28, 2022, the City Council of the City of Alexandria, Virginia, hereby requests the Commonwealth Transportation Commissioner (the "Commissioner") convey the title to the rights-of-ways and residual properties for Project 0001-100-102, RW201 within the Corporate Limits of said City to the City Council of Alexandria.

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. Consideration of a Resolution to Accept Community Project Funding for Two Flash Flooding Spot Projects for Flood Action Alexandria. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 10; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilmember Bagley, seconded by Councilman Chapman and carried unanimously by roll-call vote, City Council: (1) adopted a resolution to accept the FY2022 allocation from the Community Project Funding program under the Federal Housing and Urban Development, Economic Development, Community Project Funding for the Clifford Street, Fulton Avenue, Manning Street flooding and drainage spot improvement project; (2) support and accept the FY2023 allocation from the Community Project Funding program under the Federal Housing and Urban Development, Economic Development program for Notabene Drive, Four Mile Road, and Old Dominion Boulevard

flooding and drainage spot improvement project; and (3) authorized the City Manager to enter into any agreements that may be required to receive these funds should the request for funding be approved. 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 resolution reads as follows:

RESOLUTION NO. 3081

WHEREAS, the City Council of the City of Alexandria desires to accept \$420,000 of prior-appropriated federal funding associated with the FY 2022 Community Project Funding grant and support the request of \$1,120,000 from the FY 2023 Community Project Funding grant; and,

WHEREAS, the City of Alexandria hereby supports and accepts the FY 2022 prior-appropriated funding and supports the FY 2023 request from the Community Project Funding grant.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL
OF ALEXANDRIA, VIRGINIA**

That the City Council of Alexandria, Virginia:

1. Endorses the acceptance and expenditure of FY 2022 appropriated Community Project Funding for the Clifford St., Fulton Ave., Manning St. flooding and drainage spot improvement project;
 2. Endorses a request for the FY 2023 Community Project Funding for Notabene Dr., Four Mile Rd., and Old Dominion Blvd flooding and drainage spot improvement project; and,
 3. Authorizes the City Manager to execute project administration agreements for these funds should the request in the resolution be approved.
11. Consideration of a Resolution to Approve a Grant Application to the U.S. Department of Transportation (USDOT) for the FY 2022 Safe Streets and Roads for All (SS4A) Grant Program. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 11; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Aguirre, seconded by Councilwoman Gaskins and carried unanimously by roll-call vote, City Council: (1) adopted a resolution to authorize the submission of a grant application by September 15, 2022 for up to \$1 million to perform stakeholder intersection audits and design safety improvements at up at

10 intersections; (2) committed the 20% local match funding; and (3) authorized the City Manager to apply for Safe Streets and Roads for All (SS4A) funding through the U.S. Department of Transportation (USDOT) and enter into any agreements with USDOT to accept and implement the grant. 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 resolution reads as follows:

RESOLUTION NO. 3082

RESOLUTION TO SUPPORT AN APPLICATION TO THE U.S. DEPARTMENT OF TRANSPORTATION FOR FY 2022 SAFE STREETS AND ROADS FOR ALL FUNDING

WHEREAS, in 2021, the Bipartisan Infrastructure Law (Infrastructure Investment and Jobs Act) was signed into law, and in 2022, funded \$1 billion in annual funding, FY22 to FY26, for the U.S. Department of Transportation's Safe Streets and Roads for All (SS4A) discretionary grant program, respectively; and

WHEREAS, the SS4A program funds regional, local, and Tribal initiatives through grants to prevent roadway deaths and serious injuries, and supports Secretary of Transportation Pete Buttigieg's National Roadway Safety Strategy and USDOT's goal of zero deaths and serious injuries on our nation's roadways; and

WHEREAS, SS4A grant priorities include promoting safety, ensuring equitable investment in the safety needs of underserved communities, and incorporating evidence-based projects and strategies.

WHEREAS, the Alexandria City Council adopted the Vision Zero Policy and Action Plan in 2017, which include a goal to eliminate fatal and severe injury crashes by 2028; and

WHEREAS, the Alexandria City Council adopted the Alexandria Mobility Plan in 2021, which aims to improve mobility, access, safety, and convenience for all road users; and

WHEREAS, the City of Alexandria will identify up to ten of the highest crash intersections; and

WHEREAS, the Alexandria City Council desires to submit an application to the Safe Streets and Roads for All program for up to \$1,000,000 for Fiscal Year 2022 for high-crash intersection audits and design;

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF THE CITY OF ALEXANDRIA:

1. Hereby supports the application for an allocation of \$1,000,000 from the Safe Streets and Roads and All Program through the U.S. Department of Transportation for their Fiscal Year 2022 call for projects;
 2. The City Council hereby commits to include funds for its local match of agency funds up to \$200,000, if awarded, in its Capital Improvement Program budget; and
 3. Hereby grants authority for the City Manager to execute project administration agreements and any other necessary documents for any approved projects.
14. Consideration of a Resolution Regarding the Delegation of City Council Authority to the City Manager or Designee. [ROLL-CALL VOTE]

(The City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 14; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously by roll-call vote, City Council adopted a resolution delegating the delineated actions to the City Manager or designee. 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 resolution reads as follows:

RESOLUTION NO. 3085

WHEREAS, the Office of Historic Alexandria has a mission to preserve and share Alexandria's past to enrich the present and inspire the future; and

WHEREAS, pursuant to Section 15.2-1108 of the Code of Virginia and Section 2.02(e) of the City Charter, City Council has the authority to accept or refuse gifts, donations, bequests or grants from any source for any purpose relating to the powers and duties of the city government; and

WHEREAS, the City Council wishes to delegate to the City Manager, the authority to accept or refuse, on behalf of the City, all gifts, donations, bequests, or grants directed to the Office of Historic Alexandria; and

NOW, THEREFORE, BE IT RESOLVED by City Council of the City of Alexandria, Virginia, that the City Manager is hereby authorized to accept or refuse gifts, donations, bequests, or grants valued up to and including \$25,000.00 directed to the Office of Historic Alexandria; and

BE IT FURTHER RESOLVED that the City Manager may approve and execute, on behalf of the City, all contracts and other forms of agreements to which the City is a party, which are deemed by the City Manager to be necessary or desirable to finalize the gift, donation, bequest, or grant; and

BE IT FURTHER RESOLVED that donations shall not be encumbered by any terms, conditions, stipulation or reservation, except that the donee may specify that the donation shall be used for a general or specific public purpose or program.

BE IT FURTHER RESOLVED that donations above \$25,000.00 and donations with specific terms, conditions, stipulations or reservations shall be brought to the City Council for approval and acceptance.

BE IT FURTHER RESOLVED that the City Manager may delegate any or all of this authority to one or more of their subordinates as they deem appropriate; provided any such delegation must be in writing; and

BE IT FURTHER RESOLVED that nothing in this resolution shall be interpreted as preventing or discouraging the City Manager from seeking City Council's approval and authorization for the execution of specific contracts or other forms of agreements which they believe warrants City Council consideration.

VI. REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

16. Adoption of Business Improvement Service District Guidelines.

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 16; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously, City Council adopted the proposed Business Improvement Service District Guidelines. 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. 2022 City Council Priorities, Housing and COVID-19 Recovery Business Plans.

(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. 17; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously, City Council discussed and considered the Housing and COVID-19 Recovery Business Plans, in alignment with the City Council priorities approved on March 22, 2022. 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.

VII. ORDINANCES AND RESOLUTIONS

- 17a. Consideration of a Resolution Regarding City Policies Related to the Recent Supreme Court Overturning of the *Roe v. Wade* Ruling. [ROLL-CALL VOTE}

(A copy of the resolution is on file in the Office of the City Clerk and Clerk of Council, marked Item 17a; 06/28/22, and incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman McPike, seconded by Vice Mayor Jackson and carried unanimously by roll-call vote, City Council adopted the resolution regarding City policies related to the recent Supreme Court overturning of the *Roe v. Wade* ruling. 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 resolution reads as follows:

RESOLUTION NO. 3087

WHEREAS, in the case of *Dobbs v. Jackson* the United States Supreme Court abandoned longstanding precedents and overturned *Roe v. Wade* as well as *Planned Parenthood v. Casey*; and

WHEREAS, there is no decision more important for a woman than whether and when to have children; and

WHEREAS, for nearly 50 years the right of women to reproductive choice has been recognized and protected at the Federal level; and

WHEREAS, abortion is an essential reproductive health service and its availability is an important part of ensuring every American's right to safe and accessible health care; and

WHEREAS, that right to a safe abortion has proven essential to the ability of women across this nation to protect their health, their lives, and the financial stability of their families; and

WHEREAS, that right to reproductive choice also impacts the liberty, health and financial security of transgender men and non-binary Americans; and

WHEREAS, it is not possible to ban abortion, but only to ban safe and legal abortions, as evidenced by the many people harmed or killed by illicit procedures in the years before *Roe v. Wade*; and

WHEREAS, limiting access to safe abortion has been shown to increase incidents of domestic abuse, and laws criminalizing abortion can have profoundly negative impacts on women who suffer miscarriages; and

WHEREAS, the negative impacts of limiting access to safe abortion disproportionately affect low-income women, women of color, transgender and non-binary Americans, and survivors of child abuse, sexual assault or domestic violence; and

WHEREAS, *Roe v. Wade* and its progeny were foundational decisions codifying the right to privacy, and their repeal places in jeopardy many other essential rights and freedoms enjoyed by the American people; and

WHEREAS, women's reproductive rights are human rights and the majority of the American people support the right of women to make these personal decisions without the intervention of their government; and

WHEREAS, despite the decision in *Dobbs v. Jackson* the right to a safe abortion remains protected by the laws of the Commonwealth of Virginia as they currently stand, though that right has been and will continue to be under legislative attack in the General Assembly of Virginia; and

WHEREAS, the City of Alexandria has in recent years taken positions in favor of a woman's right to choose in our legislative package, and has repeatedly opposed bills in the General Assembly of Virginia that would restrict access to safe abortion; and

WHEREAS, the City of Alexandria has a vested interest in protecting and promoting the health and the rights of its residents, including the right of women to reproductive choice and the right of all Alexandrians to privacy;

**NOW, THEREFORE BE IT RESOLVED BY
THE CITY COUNCIL OF ALEXANDRIA, VIRGINIA, THAT:**

1) We reaffirm our opposition to the imposition of restrictions on reproductive choice by the governments of the Commonwealth or the United States, and stand in solidarity with women in states where abortion has become or soon will become illegal;

2) We call upon the General Assembly of Virginia and the United States Congress to take such actions as may be necessary to protect the right to abortion in Virginia;

3) We ask the City Attorney to actively seek participation, as a plaintiff or amicus curiae, in on-going or future litigation to protect the availability of abortion services in Alexandria;

4) We ask that the City Manager work with the Director of Planning & Zoning, in consultation with the City Attorney, to review existing land-use regulations regarding the operation of a clinic providing abortion services, and bring forward for consideration Zoning Text Amendments to ensure unfettered administrative approval in any commercial or mixed-use zone; and

5) We ask that the City Manager consider budgetary proposals for the FY 2024 budget to ensure accessibility of reproductive health services, safe abortion services, accessible maternal and child health services for low-income Alexandria residents.

VIII. ORAL REPORTS AND ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

1. Councilman Aguirre reported that he attended an event hosted by Tenants and Workers United and the Alexandria Health Department for National HIV Testing Day and they were offering free HIV testing.

2. Councilman Aguirre reported that he attended the 39th Annual NALEO Conference in Chicago, representing the Commonwealth.

3. Councilman Aguirre congratulated the Literacy Council of Northern Virginia on celebrating their Diamond Anniversary.

4. Councilman Aguirre reported that several members of Council attended the Freedom House grand opening celebration at Shiloh Baptist Church on June 20.

5. Councilman Aguirre reported that he is continuing his racial equity training with Council of Governments.

6. Councilman Aguirre thanked the Health Department for hosting a multi-sector housing forum on improving health outcomes throughout the City.

7. Councilman Aguirre thanked everyone who helped with the Portside Festival/Jazz Festival hosted on the Waterfront. Councilman Aguirre recognized the young poet laureates who participated in the event.

8. Councilman Chapman reported that the Northern Virginia Regional Commission received a presentation about waste and trash in the region and how to address the disposal of in the future. Councilman Chapman also reported that the Commission elected officers for the next fiscal year and noted that he would be serving as the Vice Chair for the Commission.

9. Vice Mayor Jackson thanked INOVA Health System for its presentation checks to nonprofits in the region for different causes.

10. Vice Mayor Jackson congratulated Silverado on celebrating its 25th Anniversary recently.

11. Vice Mayor Jackson reported that she attended the Late Shift at the Torpedo Factory and 2nd Annual Pride Festival at the Garden on Eisenhower in honor of Pride Month.

12. Councilman McPike reported that he and Councilmember Bagley joined the Red Cross and Alexandria Fire Department as they distributed free smoke detectors/alarms in the City.

13. Councilman McPike thanked the Health Department and City Staff as the end of the emergency order for the COVID-19 pandemic approaches and for all the work during the past few years.

XI. OTHER

18. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated June 21, 2022, is on file in the Office of the City Clerk and Clerk of Council, marked Item No. 18; 06/28/22, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Vice Mayor Jackson, seconded by Councilman Chapman and carried unanimously, City Council received and approved the City Council Schedule. 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.

Executive Session (continued)

WHEREUPON, upon motion by Councilman Aguirre, seconded by Councilman Chapman and carried unanimously, City Council reconvened in closed executive session at 9:57 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.

WHEREUPON, upon motion by Councilman Chapman, seconded by Councilman Aguirre and carried 6-0, City Council reconvened in open session at 11:15 p.m. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none; Absent, Councilmember Bagley.

WHEREUPON, upon motion by Councilman Aguirre, seconded by and Councilman Chapman carried 6-0 by roll-call vote, City Council adopted the resolution regarding the closed executive session previously circulated to Council. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none; Absent, Councilmember Bagley.

The resolution reads as follows:

RESOLUTION NO. 3088

WHEREAS, the Alexandria City Council has this 28th day of June, 2022 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.

X. Adjourn.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilman Aguirre, seconded by Councilman Chapman and carried 6-0, City Council adjourned the regular meeting of June 28, 2022 at 11:17 p.m. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Jackson, Councilman Aguirre, Councilman Chapman, Councilwoman Gaskins, and Councilman McPike; Opposed, none; Absent, Councilmember Bagley.

APPROVED BY:

JUSTIN M. WILSON MAYOR

ATTEST:

Gloria A. Sitton, CMC City Clerk

Approved: September 13, 2022