

City of Alexandria Meeting Minutes
City Council Legislative Meeting
Council Chambers
Tuesday, February 12, 2013, 7:00 p.m.

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

Absent: None.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Fletcher, Special Assistant to the City Manager; Mr. Jinks, Deputy City Manager; Ms. Triggs, Director, Office of Finance; Mr. Caton, Legislative Director; Mr. Baier, Director, Transportation and Environmental Services; Ms. Baker, City Engineer, Transportation and Environmental Services; Ms. Reinfeld, Transportation and Environmental Services; Police Captain Wemple, Police Department; Mr. Farner, Planning and Zoning; Ms. Anderson, Acting Deputy Director, Planning and Zoning; Ms. Davis, Director, Office of Housing; Ms. McIlvaine, Deputy Director, Office of Housing; Mr. Page, Acting Director, Real Estate Assessments; Ms. Boyd, City Manager's Office; Mr. Spengler, Director, Parks, Recreation and Cultural Activities; Mr. Browand, Parks, Recreation and Cultural Activities; Mr. Martinez, Information Technology; and Mr. Lloyd.

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

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City Council held a work session at 5:30 p.m. on the Beauregard Rezoning and Affordable Housing.

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1. Calling the Roll.

The meeting was called to order by Mayor Euille, and the City Clerk called the roll. All the members of Council were present.

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City Council recognized Scout Troop 1515 and Pack Troop 1515 from St. Stephens and St. Agnes School in Alexandria, who were in the audience to earn their merit badges.

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2. Moment of Silence and Pledge of Allegiance

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

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

Council:

The Regular Meeting Minutes of January 22, 2013.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council approved the regular meeting minutes of January 22, 2013. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

PROCLAMATIONS

4. Presentation of a Proclamation Declaring February as George Washington Birthday Celebration Month.

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

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER (five min.)

CONSENT CALENDAR (5-18)

(Resignations and Uncontested Appointments)

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

- (a) Commission for Women
Jenny Wade
- (b) Human Rights Commission
Jenny Wade
- (c) Northern Virginia Regional Park Authority
Justin Wilson
- (d) Traffic and Parking Board
Vishal Aswani

(A copy of the above resignations is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 5 (a-d); 2/12/13, and is incorporated as part of this record by reference.)

Uncontested Appointments to Boards, Commissions and Committees:

6. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alexandria-Caen Sister City Committee
1 Citizen Member
- (b) Citizen Corps Council
1 Representative of Alexandria Civic Associations
- (c) Commission for the Arts
1 Member Who Represents Arts Education or Business Expertise Relative to Arts and Cultural Development, Including Such Perspectives as Marketing, Finance/Funding, Tourism Promotion and Organizational Development
- (d) Economic Opportunities Commission
1 Representative of the Commonwealth's Attorney
- (e) George Washington Birthday Celebration Committee
1 Representative of the First Virginia Regiment of the Continental Line
- (f) Park and Recreation Commission
1 Member from Planning District III
- (g) Public Health Advisory Commission
1 Citizen Member Who Shall Be a Health Professional and at the Time of Appointment Derive, or Within the Previous Five Years Derived Their Principal Income From Providing Health Care, Health Services or Health Related Activities

(A copy of the above uncontested appointments is on file in the Office of the City Clerk and Clerk of Council, marked collectively as Exhibit No. 1 of Item No. 6 (a-g); 2/12/13, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

7. Consideration of a Request To Vacate Two Positions On The Alexandria Marketing Committee.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 2/12/13, and is incorporated as part of this record by reference.)

8. Consideration of the Monthly Financial Report for the Period Ending December 31, 2012.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 2/12/13, and is incorporated as part of this record by reference.)

9. Consideration of Funding Allocation for Rebuilding Together Alexandria.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 2/12/13, and is incorporated as part of this record by reference.)

10. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, by Adopting and Incorporating Therein the Amendment to the Potomac Yard/Potomac Greens Small Area Plan Heretofore Approved by City Council to Such Master Plan as Master Plan Amendment No. 2012-0004 and No Other Amendments, and to Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment. (Ordinance to implement the Master Plan Amendment for the Potomac Yard IDA project approved by City Council December 15, 2012)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 10; 2/12/13, and is incorporated as part of this record by reference.)

11. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Section 5-602 (Coordinated Development Districts Created, Consistency with Master Plan, Required Approvals) of Article 5 (Mixed Use Zones) of the City of Alexandria Zoning Ordinance, in Accordance with the Text Amendment Heretofore Approved by City Council as Text Amendment No. 2012-0006. (Ordinance to implement the Text Amendment for the Potomac Yard IDA project approved by the City Council on December 15, 2012)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 11; 2/12/13, and is incorporated as part of this record by reference.)

12. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, by Adopting and Incorporating Therein the Amendment to the Braddock Road Metro Small Area Plan Chapter of Such Master Plan Heretofore Approved by City Council as Master Plan Amendment No. 2012-0008 and No Other Amendments, and To Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment. (Ordinance to implement the Master Plan Amendment for the Jefferson-Houston School project approved by City Council on December 15, 2012)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council

received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 12; 2/12/13, and is incorporated as part of this record by reference.)

13. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Sheet No. 064.03 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 Property at 1501 Cameron Street From POS/Public Open Space to RB/Townhouse on a Portion of the Property and From RB/Townhouse to POS/Public Open Space on a Portion of the Property in Accordance With the said Zoning Map Amendment Heretofore Approved by City Council as Rezoning No. 2012-0008. (Ordinance to implement the Rezoning for the Jefferson-Houston School project approved by City Council on December 15, 2012)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 13; 2/12/13, and is incorporated as part of this record by reference.)

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Owners of the Property Located at 2900 Main Line Boulevard to Construct and Maintain Encroachments for Roof Overhangs and a Canopy at That Location. (Ordinance to implement the Encroachment for the Potomac Yard Grocery Store/Residential project approved by City Council on October 13, 2012)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 14; 2/12/13, and is incorporated as part of this record by reference.)

15. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Section 4-1200 (I/Industrial Zone) of Article 4 (Commercial, Office and Industrial Zones) and Section 11-513 (Administrative Special Use Permit) of Division B (Development Approvals) of Title 11 (Development Approvals and Procedures) of the City of Alexandria Zoning Ordinance, in Accordance With the Text Amendment Heretofore Approved By City Council as Text Amendment No. 2013-0001. (Ordinance to implement the Text Amendment to add school and daycare uses to the I-Zone approved by the City Council on January 12, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 15; 2/12/13, and is incorporated as part of this record by reference.)

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish First Baptist Church of Alexandria as a Temporary Replacement for the Chinquapin Recreation Center Polling Place for the June 11 and November 5, 2013 Elections.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 16; 2/12/13, and is incorporated as part of this record by reference.)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, by Adopting and Incorporating Therein the Amendment Heretofore Approved By City Council to the Potomac West Small Area Plan Chapter of Such Master Plan as Master Plan Amendment No. 2012-0006 and No Other Amendments, and To Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment. (Ordinance to implement the Master Plan Amendment for the AHC/East Reed Avenue project approved by the City Council on January 12, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 17; 2/12/13, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Sheet No. 16.01 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 Property at 114, 116, 116 ½, 118, 118 ½, 120 East Reed Avenue and 3600 Jefferson Davis Highway from CDD #7/Coordinated Development District to CRMU-M/ Commercial Residential Mixed Use Medium Zone in Accordance With the Said Zoning Map Amendment Heretofore Approved By City Council as Rezoning No. 2012-0004. (Ordinance to implement the Rezoning for the AHC/East Reed Avenue project approved by the City Council on January 12, 2013)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 2/12/123 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 18; 2/12/13, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Silberberg and carried unanimously, City Council adopted the consent calendar, with the removal of items 9 and 16, which were considered under separate motions, as follows:

5. City Council accepted the following resignations with regret: (a) Jenny Wade, Commission for Women; (b) Jenny Wade, Human Rights Commission; (c) Justin Wilson, Northern Virginia Regional Park Authority; and (d) Vishal Aswani, Traffic and Parking Board.

6. City Council made the following appointments to boards, commissions and committees: (a) appointed Christophe Poyac as the one citizen member to the Alexandria-Caen Sister City Committee; (b) appointed Robert Rapanut as the one representative of Alexandria Civic Associations to the Citizen Corps Council; (c) appointed Cynthia Clauson as the one member who represents arts education or business expertise relative to arts and cultural development, including such perspectives as marketing, finance/funding, tourism promotion and organizational development, to the Commission for the Arts; (d) appointed Burke Brownfeld as the one representative of the Commonwealth's Attorney to the Economic Opportunities Commission; (e) waived the residency requirement and reappointed Thomas Smith as the one representative of the First Virginia Regiment of the Continental Line to the George Washington Birthday Celebration Committee; (f) reappointed Robert Brian McPherson as the one member from Planning District III to the Park and Recreation Commission; and (g) appointed Katya Wanzer as the one citizen member who shall be a health professional and at the time of appointment derive, or within the previous five years derived their principal income from providing health care, health services or health related activities, to the Public Health Advisory Commission.

7. City Council declared as vacant two of the positions filled with individuals who have experience or expertise in marketing/communications and authorized the City Clerk to advertise the vacancies.

8. City Council received the monthly financial report for the period ending December 31, 2012.

10. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

11. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

12. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

13. City Council passed the ordinance on first reading and scheduled it for public

hearing, second reading and final passage on February 23, 2013.

14. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

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17. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

18. City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013.

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

9. Consideration of Funding Allocation for Rebuilding Together Alexandria.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Young, City Manager, responded to questions of City Council about the item in the budget.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. approved a grant of \$50,000 in Housing Trust Fund monies to Rebuilding Together Alexandria to fund its activities in FY 2013 as described in the staff report; and 2. authorized the City Manager to execute all necessary funding documents and agreements. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Establish First Baptist Church of Alexandria as a Temporary Replacement for the Chinquapin Recreation Center Polling Place for the June 11 and November 5, 2013 Elections.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 2/12/13 and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 16; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Parkins, Voter Registrar, responded to questions of City Council regarding the location for the polling places.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council passed the ordinance on first reading and scheduled it for public hearing, second reading and final passage on February 23, 2013. The voting was as follows: In favor, Mayor Eulle, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

CONTESTED APPOINTMENTS

19. Alexandria Redevelopment and Housing Authority
1 Citizen Member

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

NAME: ENDORSED BY:

Melvin Miller
Zachary Tobler

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 2/12/13, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and ballots tallied with following results: City Council reappointed Melvin Miller as the one citizen member to the Alexandria Redevelopment and Housing Authority. The voting was as follows:

Eulle	-	Miller
Silberberg	-	Miller
Chapman	-	Miller
Lovain	-	Miller
Pepper	-	Miller
Smedberg	-	Miller
Wilson	-	Miller

20. Environmental Policy Commission
1 Citizen Member

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

NAME: ENDORSED BY:

Patrick Holman
Ryan Sloan

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 2/12/13, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and ballots tallied with following results: City Council reappointed Ryan Sloan as the one citizen member to the Environmental Policy Commission. The voting was as follows:

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

21. Human Rights Commission
1 Citizen Member

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

NAME: ENDORSED BY:

Geoffrey Dureska
Regis Saxton
Jenny Wade

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 2/12/13, and is incorporated as part of this record by reference.)

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

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

22. Library Board
2 Members Appointed by City Council

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

NAME: ENDORSED BY:

Gwendolyn Day-Fuller
Trudi Hahn
Kathleen Schloeder
June Shih

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 2/12/13, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and ballots tallied with following results: City Council reappointed Gwendolyn Day-Fuller and Kathleen Schloeder as the two citizen members to the Library Board. The voting was as follows:

Euille	-	Day-Fuller, Schloeder
Silberberg	-	Day-Fuller, Schloeder
Chapman	-	Day-Fuller, Schloeder
Lovain	-	Day-Fuller, Schloeder
Pepper	-	Day-Fuller, Schloeder
Smedberg	-	Day-Fuller, Schloeder
Wilson	-	Day-Fuller, Schloeder

23. Park and Recreation Commission
1 Member From Planning District II

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

NAME:	ENDORSED BY:
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Jennifer Atkins
Charles Reed

(Material pertaining to the above appointment is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 2/12/13, and is incorporated as part of this record by reference.)

WHEREUPON, ballots were distributed, tellers were appointed and ballots tallied with following results: City Council appointed Jennifer Atkins as the one member from Planning District II to the Park and Recreation Commission. The voting was as follows:

Euille	-	Reed
Silberberg	-	Atkins
Chapman	-	Reed
Lovain	-	Atkins
Pepper	-	Atkins
Smedberg	-	Atkins
Wilson	-	Atkins

24. Consideration of the Appointment of Two Members of the Board of Directors of the Alexandria Economic Development Partnership (AEDP).

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council ratified the appointments of Meshelle Armstrong and Kerry Donley to the Alexandria Economic Development Partnership. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember

Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

25. Consideration of Recommendation and Status Report on Legislation Introduced in the 2013 General Assembly Session.

(A copy of the City Manager's memorandum dated February 11, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 25; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Caton, Legislative Director, made a presentation of the report and responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council approved the following recommendations of its Legislative Subcommittee (Mayor Euille and Councilman Smedberg): 1. approved the legislative positions included in attachment 1 (Recommended Position on Bills Before the 2013 General Assembly Session); and 2. supported budget amendments to provide additional funding to Healthy Families; and State funding for the local match for the State-required bonus for local Health Department employees. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

26. Consideration of Calendar Year 2013 Real Property Assessment.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 26; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Page, Acting Director, Real Estate Assessments, made a presentation of the report and responded to questions of City Council.

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

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

And

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

1. Mayor Euille noted that the month of February is Black History Month, and this year's theme is Epic Crossroads of Freedom and Equality, the Emancipation Proclamation and the March to Washington. 2013 marks the 50th anniversary since the Civil Rights march in Washington led by Dr. Martin Luther King and the 150th anniversary of the signing of the Emancipation Proclamation.

2. Vice Mayor Silberberg said one can see where President Lincoln wrote most of the

Emancipation Proclamation at the Soldier's Home in D.C., and they need to remember how far they have come and how far they have yet to go.

3. Vice Mayor Silberberg said the Commission for Women will have its annual Salute to Women Awards, and nominations are due this Friday, February 15. The event will be March 18.

4. Councilmember Lovain expressed thanks to everyone who participated in the listening sessions on the youth master plan. He said they had a great crowd on Saturday morning and heard great conversations. He said the plan will be worked on more and will be finalized by the summer.

5. Councilman Chapman said he was appointed to the Carlyle Eisenhower East Design Review Board, so he will bring reports back from that. They have very progressive ideas coming out of that group.

6. Councilman Chapman said that last week he attended the Alexandria Mentoring Partnership's mentoring session and there was a good crowd, but they need more mentors. If anyone is available, they are in need more mentors.

7. Councilman Chapman said he was an alumni of one of the packs that came to City Council, Scout Troop 1515. He said the packmaster was Mama Chapman.

8. Councilman Wilson said on the trip to VML in Richmond, he had the privilege of driving Councilmen Lovain and Chapman, and in order to prepare for driving, he had to pull his car seats out of the back of his car. He said when he got back to town, he had to put them back in and he is not very good at that. He said this has been an issue in the City for some time, where they previously had a couple of City employees on their own time who were doing car seat inspections. He said that stopped for a variety of reasons a long time ago, so they don't have anyone in the City doing that and helping parents safely install their car seats. Councilman Wilson said he approached Sheriff Lawhorne in January, and he has announced that he will be providing the service and absorbing it in his budget. He will have three deputies trained and will then announce the schedule to the community.

ORAL REPORT FROM THE CITY MANAGER

None.

ORDINANCES AND RESOLUTIONS

27. Consideration of a Resolution to Approve Change Orders to the City's Contract with Lane Construction Corporation to Procure Additional Services for the Route 1 Transit Project. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 27; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Baier, Director, Transportation and Environmental Services, made a presentation of the report and he, along with Ms. Baker, City Engineer, T&ES, Ms. Reinfeld, T&ES, and Mr.

Farner, Deputy Director, Planning and Zoning, responded to questions of City Council.

WHEREUPON, upon motion by Councilmember Lovain, seconded by Councilwoman Pepper and carried unanimously by roll-call vote, City Council adopted the resolution and authorized the City's Purchasing Agent to issue change orders to procure additional services within budget to the contract with Lane Construction Corporation for construction of the Route 1 Transitway, not to exceed \$1,922,000 for changed field conditions, \$1,734,000 for final design elements, and \$1,400,000 for Transitway stations and amenities and \$600,000 for transitway fare and real time equipment, signage and station furnishings. The maximum contract amount for the project including all change orders is expected to be \$13,098,460, which is significantly below the original 95% state and federally funded project budget of \$16,172,138. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2541

RESOLUTION TO APPROVE CONTRACT CHANGE ORDER FOR ROUTE 1 TRANSITWAY CONTRACT WITH LANE CONSTRUCTION

WHEREAS, on or about November 30, 2011, after a competitive bidding process, the City of Alexandria, Virginia entered into a contract with Lane Construction Company to construct a median-running transitway on Route 1 in the original contract amount of \$7,442,460; and

WHEREAS, due to changed field conditions, final design elements not known at the time of the contract award and station construction and installation, the City staff recommends that the City enter into change orders to the contract as follows:

- Changed field conditions - \$1,922,000
- Final design elements - \$1,734,000
- Station Construction/Installation - \$1,400,000
- Station Equipment/Installation - \$600,000

and such change orders total in excess of 25% of the original contract amount; and

WHEREAS, per City Code Section 3-3-50(a), the City Council must approve change orders in excess of 25% of the original contract amount; and

WHEREAS, the City Council wishes to authorize the City's Purchasing Agent to execute change orders as referenced above and for City staff to otherwise proceed with all steps necessary to implement those change orders;

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

1. That the City's Purchasing Agent be and hereby is authorized to enter into change orders to the current Lane Construction Company Route 1 transitway contract for the subject matters

and in the amounts referenced herein; and

2. That the City Manager be, and hereby is, authorized and directed to take such additional actions as may be necessary or convenient to implement those change orders; and

3. That the City Clerk be, and hereby is, authorized and directed to affix the seal of the City to such documents as may be necessary or convenient implement this Resolution; and

4. That this Resolution shall be effective immediately.

28. Consideration of a Resolution to Increase Fees at the City Marina.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 28; 2/12/13, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, City Council received the recommendation from staff to adopt the proposed resolution for the recommended increases of City Marina fees for resident pleasure boat annual slip licenses, pleasure boat short-term docking and pleasure boat overnight docking fees effective April 1, 2013 and set the recommendations for public hearing and consideration on Saturday, February 23, 2013. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

OTHER

29. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated February 6, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 29; 2/12/13, and is incorporated as part of this record by reference.)

Mr. Fletcher, Special Assistant to the City Manager, stated that on February 26, the City Manager will present the budget to Council, which will be followed by a budget presentation to citizens on March 6. There will be approximately seven work sessions scheduled, two of which will be double work sessions – March 4 and March 20. There will be a budget public hearing on March 11. On March 12, Council will discuss the setting of the maximum tax rate, which will be followed by the public hearing discussing the tax rate on April 23. Budget adoption will be May 6.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council: 1. received the updated City Council schedule: the Alexandria Jaycees Community Appreciation Night has been moved from Tuesday, March 5 to Thursday, March 14 at 6:30 p.m. in Sister Cities Conference Room 1101; the Tuesday, March 26 legislative meeting and work session are being moved to Wednesday, March 27 in recognition of Passover; City Council Retreat on Saturday, March 23 from 8:30 a.m. to 2:30 p.m. at the T&ES Operation Center at 2900 Business Center Drive; the FY 2014 Budget Calendar; and the Alexandria Arts and Economic Prosperity Announcement on Tuesday, March 5, at 8:30 a.m. at the Old Town Theater at 815 King Street; and 2. approved

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

30. Consideration of Convening a Closed Meeting for Consultation with Legal Council for Legal Advice Regarding Pending or Potential Litigation.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 8:48 p.m., City Council convened in executive session for the purpose of briefings by staff members pertain to actual and probable litigation, and to consult with legal counsel for legal advice regarding specific legal matters, specifically, probable litigation related to environmental infrastructure improvements and actual or probable litigation regarding implementation and development plans pursuant to Section 2.2-3711(a)(7) of the *Code of Virginia*. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 10:33 p.m., City Council reconvened the meeting. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council adopted a resolution pertaining to the Executive Session. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2542

WHEREAS, the Alexandria City Council has this 12th day of February 2013, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the city council that such executive session was conducted in accordance with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the city council does hereby certify that, to the best of each member's knowledge, only public business matters that were identified in the motion by which the executive session was convened, and that are lawfully exempted by the Freedom of Information Act from the Act's open meeting requirements, were heard, discussed or considered by council during the executive session.

* * * * *

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, the regular

meeting of February 12, 2013, was adjourned at 10:34 p.m. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none.

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council