

**City of Alexandria
Meeting Minutes
Tuesday, December 10, 2013
7:00 P.M.
Council Chambers**

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. Jinks, Deputy City Manager; Ms. Evans, Deputy City Manager; Police Captain Wemple; Mr. Caton, Legislative Director; Ms. Collins, Deputy City Manager; Mr. Gates, Deputy City Manager; Ms. Smith, Director, Office of Management and Budget; Mr. Baier, Director, Transportation and Environmental Services; Ms. Reinfeld, Division Chief, Transportation and Environmental Services; Ms. Marks, Transportation and Environmental Services; Ms. Baker, Director, Department of Project Implementation; Ms. Farmer, Transportation and Environmental Services; Mr. Stokes, Transportation and Environmental Services; Fire Chief Thiel; Ms. Triggs, Chief Financial Officer; Ms. Hamer, Director, Planning and Zoning; Mr. Farner, Planning and Zoning; Ms. Beach, Planning and Zoning; Ms. Williams, Planning and Zoning; Mr. Castrilli, Director, Office of Communications; Ms. Chis, Deputy Director, Office of Community and Human Services; Ms. Farrell, Office of Community and Human Services; Ms. Anderson, Office of Community and Human Services; Mr. Frazier, Office of Community and Human Services; Ms. Bryan, Information Technology Services; and Mr. Lloyd.

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

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6:00 p.m. - Work Session on the Potomac Yard Metro Rail Station Planning

City Council held the work session on the Potomac Yard Metro Rail Station Planning.

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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 members of Council were present.

2. Moment of Silence and Pledge of Allegiance

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

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

The Special Public Hearing Meeting Minutes of November 19, 2013; and
The Regular Meeting Minutes of November 26, 2013.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, City Council approved the special public hearing meeting minutes of November 19, 2013, and the regular meeting minutes of November 26, 2013. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

None.

PROCLAMATIONS

4. Presentation of a Proclamation for First Night Alexandria.

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

5. Presentation of a Proclamation Issuing a Challenge to the British Embassy for the War of 1812.

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

6. Presentation of a Proclamation Recognizing the Winners of the Health Workplace Awards Program by the Alexandria Childhood Obesity Action Network.

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

OTHER

7. Discussion with Senator Tim Kaine-Federal Issues of Concern to the City of Alexandria.

Mr. Caton, Legislative Director, went over issues of possible concern to the City.

Senator Kaine spoke of issues related to the City and responded to questions of City Council.

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

CONSENT CALENDAR (8-14)

(Resignations and Uncontested Appointments)

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

- (a) Beautification Commission
Gary Henson
- (b) Commission on HIV/AIDS
Nicole Battle
- (c) Emergency Medical Services Council
E. Susan Roe

(A copy of the above resignations is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 12/10/13, and is incorporated as part of this record by reference.)

9. Uncontested Appointments to Boards, Commissions and Committees:

- (a) Alcohol Safety Action Program Board
 - 1 U.S. Probation Office Representative
 - 1 Commonwealth's Attorney Representative
- (b) Archaeological Commission
 - 1 Citizen Member
- (b) Beautification Commission
 - 1 Citizen Member
- (c) Children, Youth and Families Collaborative Commission
 - 1 City Staff Member
 - 1 Young Adult Member
 - 1 High School Student
 - 1 Alexandria City Public Schools Member
- (d) Commission on Aging
 - 1 Citizen Member
- (e) Commission on HIV/AIDS
 - 1 Hospice of Northern Virginia Representative
- (f) George Washington Birthday Celebration Committee
 - 1 Alexandria Chapter of the Daughters of the American Revolution
 - 1 Member Who Attends High School in the City of Alexandria
- (g) Public Health Advisory Commission

2 Non-Health Professionals

- (h) Waterfront Commission
- 1 Old Town Civic Association Representative
- 1 Founders Park Community Association Representative

(A copy of the above uncontested appointments is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 12/10/13, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

10. Consideration of a Grant Funding Request of \$300,000 to Repair and Renovate the Fire Department's Burn Building.

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 12/10/13, and is incorporated as part of this record by reference.)

11. Consideration of the Monthly Financial Report for the Period Ending October 31, 2013.

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 12/10/13, and is incorporated as part of this record by reference.)

(Ordinances for Introduction)

12. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Owner of the Property Located at 2250 Mill Road (Tax Map #078.02-01-06) in the City of Alexandria, Virginia to Construct and Maintain an Encroachment into the Public Street Known as Dock Lane For a Bay on the Building and an Underground Transformer Vault. (Implementing Ordinance for the Encroachment Approved by the City Council on June 15, 2013 For the Eisenhower East Block 19 Residential Development)

(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; 12/10/13, 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. 12; 12/10/13, and is incorporated as part of this record by reference.)

13. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Vacate a Portion of the Public Access and Emergency Vehicle Easement on the Private Street Known as East Campus Drive Located at 3001 North Beauregard Street and 3003 East Campus Drive (VAC No.2013-0004). (Implementing Ordinance for the Vacation Approved by the City Council For the Northern Virginia Community College on October 19, 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. 13; 12/10/13, 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. 13; 12/10/13, and is incorporated as part of this record by reference.)

14. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Make Supplemental Appropriations for the Support of the City Government for Fiscal Year 2014.

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilmember Lovain and carried unanimously, City Council adopted the consent calendar, with the removal of item #10, which was considered under separate motion, as follows:

8. City Council received the following resignations with regret: (a) Gary Henson, Beautification Commission; (b) Nicole Battle, Commission on HIV/AIDS; and (c) E. Susan Roe, Emergency Medical Services Council.

9. City Council made the following appointments to boards, commissions and committees: (a) waived the residency requirement and reappointed Eva Wall as the one U.S. Probation Office representative and reappointed Molly Sullivan as the one Commonwealth's Attorney representative to the Alcohol Safety Action Program Board; (b) appointed Mark Ludlow as the one citizen member to the Archaeological Commission; (c) appointed Jamie Toraason as the one citizen member to the Beautification Commission; (d) waived the residency requirement and reappointed William Chesley as the one City staff member, appointed Nelson Majano as the one young adult member, reappointed Samuel Hanoura as the one high school student, and reappointed Margaret Walsh as the one Alexandria City Public Schools member to the Children, Youth and Families Collaborative Commission; (e) appointed Michael Kreps as the one citizen member to the Commission on Aging; (f) reappointed Ralph Cagle as the one Hospice of Northern Virginia representative to the Commission on HIV/AIDS; (g) appointed Stephanie Campbell as the one Alexandria Chapter of the Daughters of the American Revolution and appointed Katherine Campbell as the one member who attends high school in the City of Alexandria to the George Washington Birthday Celebration Committee; (h) reappointed Andrew LaVanway and Kathryn Taylor as the two non-health professionals to the Public Health Advisory Commission; (i) and reappointed Townsend Van Fleet as the one Old Town Civic Association representative and appointed Howard Bergman as the one Founders Park Community Association representative to the Waterfront Commission.

11. City Council received the monthly financial report for the period ending October 31, 2013.

12. City Council passed the ordinance on first reading and set it for public hearing, second reading and final passage on December 14, 2013.

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

10. Consideration of a Grant Funding Request of \$300,000 to Repair and Renovate the Fire Department's Burn Building.

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 12/10/13, and is incorporated as part of this record by reference.)

Fire Chief Thiel responded to questions of City Council concerning the burn building.

WHEREUPON, upon motion by Councilman Chapman, seconded by Councilwoman Pepper and carried unanimously, City Council authorized the City Manager to: 1. submit a grant application due January 1, 2014 to the Virginia Department of Fire Programs to repair and renovate the Fire Department's burn building; and 2. execute all necessary documents and agreements that may be required to receive funding under this grant program. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

CONTESTED APPOINTMENTS

15. Alcohol Safety Action Program Board
1 Citizen Member
1 Public Defender Representative

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

NAME:	ENDORSED BY:
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Todd Pilot
Sharon Taylor

Jon Bourdon

(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. 15; 12/10/13, 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 Todd Pilot as the one citizen member and waived the residency requirement and appointed Jon Bourdon as the one public defender representative to the Alcohol Safety Action Program Board. The voting was as follows:

Euille	-	Pilot, Bourdon
Silberberg	-	Pilot, Bourdon
Chapman	-	Pilot, Bourdon
Lovain	-	Pilot, Bourdon
Pepper	-	Pilot, Bourdon
Smedberg	-	Pilot, Bourdon
Wilson	-	Pilot, Bourdon

16. Alexandria Marketing Committee
1 Citizen Member

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

NAME: ENDORSED BY:

Kara Batt
Mary Beiro

(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. 16; 12/10/13, 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 Kara Batt as the one citizen member to the Alexandria Marketing Committee. The voting was as follows:

Euille	-	Beiro
Silberberg	-	Batt
Chapman	-	Batt
Lovain	-	Batt
Pepper	-	Batt
Smedberg	-	Beiro
Wilson	-	Batt

17. Beauregard Urban Design Advisory Committee
1 Qualified Professional Member Skilled in Architecture, Planning, Landscape Architecture and/or Urban Design

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

NAME: ENDORSED BY:

Matthew Clark
Clare McCaffrey

(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. 17; 12/10/13, 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 Matthew Clark as the one qualified professional member skilled in architecture, planning, landscape architecture and/or urban design to the Beauregard Urban Design Advisory Committee. The voting was as follows:

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

18. Children, Youth and Families Collaborative Commission

2 Community Members with Expertise in Children, Youth and Family Issues, Public Safety, Medical/Health Related Profession or Non-Profit Experience

2 Community Members with Experiences as Parents, Guardians, Teachers and/or Expertise in Early Childhood, Youth or General Education Policy

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

NAME:

ENDORSED BY:

Amy Fortney-Parks
Glenn Hopkins
Gwendolyn Lewis
Daniel Solomon

Andria Cook
Gina Gargano-Amari
Sonia Price

(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. 18; 12/10/13, 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 Glenn Hopkins and Daniel Solomon as the two community members with expertise in children, youth and family issues, public safety, medical/health related profession or non-profit experience, and reappointed Andria Cook and Sonia Price as the two community members with experiences as parents, guardians, teachers and/or expertise in early childhood, youth or general education policy to the Children, Youth and Families Collaborative Commission. The voting was as follows:

Euille	-	Hopkins, Lewis, Cook, Price
Silberberg	-	Hopkins, Solomon, Cook, Price
Chapman	-	Hopkins, Solomon, Cook, Price
Lovain	-	Hopkins, Solomon, Cook, Price
Pepper	-	Hopkins, Lewis, Cook, Price
Smedberg	-	Fortney-Parks, Solomon, Cook, Price

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

19. Consideration of the Transmittal of the Alexandria Fund for Human Services Review Committee Report.

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 12/10/13, and is incorporated as part of this record by reference.)

Mr. Dechant, chair of the Alexandria Fund for Human Services Review Committee, along with members Clarence Tong, Joseph Valenti, Kendra Gallespie and Sonia Price, presented the report and responded to questions from City Council.

Councilman Wilson noted that the City Manager is not being limited by the report and that if he has his own recommendations he wants to bring forward, he should bring those as well.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, City Council: 1. received the report of the AFHS Review Committee; 2. thanked the members of the Committee for their work; and 3. requested that the City Manager direct staff to develop specific responses and recommendations for implementation. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

1. Mayor Euille noted that last week, when he was in Richmond at the Virginia Municipal League executive committee meeting, there was an annual VML finance forum in which town and city managers and finance and budget people from all over the state are invited to a presentation from the State Senate Finance Committee for the revenue and budget outlook. That presentation was presented by Betsy Dailey, the director of the Senate Committee. Mayor Euille said that as the City is starting its own internal budget process, some of the challenges the City Manager will be focusing on are some of the same budget challenges that the State is experiencing as well. Mayor Euille said the State does a two-year budget process. He said the economic outlook for the next two years will be characterized by slow growth and uncertainty. He said that when the Governor releases his two-year budget, the challenges they will be dealing with is uncertainty with regard to the national economic outlook and revenue forecast. The biggest unknown that continues to face the State and localities is going to be the Federal deficit reduction action. In addition, he said, there was a presentation by the Senate Finance Committee with regard to the K-12 budget update, in which the Governor provided insight into where he is going with K-12 education funding.

2. Mayor Euille said that WMATA released its draft proposed budget at the committee meeting last Thursday, and there will be an increase of about \$101 million in additional services for operations, and the drivers for the increases are the new collective bargaining agreements, fringe benefits, overtime increases, and materials and supplies. There is a projected increase to the City of \$700,000. Fare increases are also on the table, so there is a laundry list of increases that will be subject to public hearings that will commence shortly.

3. Mayor Euille said that last Friday morning, the Alexandria Convention and Visitors Association presented the City of Alexandria with the David G. Speck Tourism Partner of the Year Award for 2013 for the City's hard work, commitment and dedication to supporting and promoting tourism. The event took place at George Washington's Estate at Mount Vernon.

4. Councilwoman Pepper asked staff to give an update on the outages for Dominion Power.

Mr. Young, City Manager, went over the power outage numbers in the City that remain from the recent winter storm.

5. Councilwoman Pepper said on docket item #12, the introduction of an ordinance on the encroachment at 4250 Mill Road, she noticed that the City protected itself from any kind of liability when it comes to offering an easement or an encroachment. She said she noticed that it also had a termination arrangement, which she thought would be a nice thing to have in all the easements. She said she hoped that if it wasn't already a clause in the easements, then she would like one put in to protect the City for the future.

ORAL REPORT FROM THE CITY MANAGER

None.

ORDINANCES AND RESOLUTIONS

20. Update on the Eisenhower West Small Area Plan and Consideration of a Resolution to Establish an Eisenhower West Steering Committee. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 12/10/13, and is incorporated as part of this record by reference.)

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

There was discussion among City Council about the number and make-up of the Steering Committee.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried 5-2 by roll-call vote, City Council: 1. received the update; 2. approved the resolution establishing an Eisenhower West Steering Committee, subject to a revision of the language to change "business organizations" to "business representatives" and removal of line #4 altogether, with the understanding that the City Manager will advertise the slot and fill accordingly; 3. requested that the chairs of the Planning Commission, Transportation

Commission, Environmental Policy Commission and Parks and Recreation Commission each nominate a member from their commission to serve on the Steering Committee; and 4. authorized the City Manager to appoint the remaining members and designate the Chair of the Steering Committee. The voting was as follows: In favor, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain Councilman Wilson; Opposed, Mayor Euille and Councilman Smedberg.

The resolution reads as follows:

RESOLUTION NO. 2589

WHEREAS, City Council wishes to establish a Eisenhower West Steering Committee; and

WHEREAS, the Eisenhower West Steering Committee will comment on the Eisenhower West Small Area Plan and conduct specified tasks outlined in this resolution.

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

1. That there is hereby established the Eisenhower West Steering Committee (the "Steering Committee").

2. That the Steering Committee shall consist of 12 members, and the composition of the group shall be as follows:

Community Representatives (4)
(with the goal of not more than one from the same development)
Planning Commission member (1)
Transportation Commission member (1)
Environmental Policy Commission member (1)
Parks and Recreation Commission member (1)
Business Representatives (3)
Landowners Group (1)

Total (12)

3. That the Chairs of the above named City commissions shall nominate a member of their group to serve on the Steering Committee.

4. That the City Manager shall designate the Chair of the Steering Committee.

5. That the mission of the Steering Committee shall be to provide guidance to City staff on the Eisenhower West planning process.

6. That the Steering Committee complete the following tasks:

- a. Provide guidance on process related issues.
- b. Review the civic engagement process.

- c. Advise on tools and strategies for engagement, agenda setting, outreach, and communications.
- d. Offer input on some technical content elements, such as project scopes and development scenarios for consideration within the transportation study.

- 7. That the Steering Committee need not necessarily develop a consensus position, broker a compromise or take formal votes. There may be differing opinions reported to City Council.
- 8. That staff assistance to the Steering Committee shall be managed by the Department of Planning and Zoning with assistance from other City departments and offices as needed.
- 9. That the Steering Committee shall meet on a regular basis.
- 10. That the Steering Committee shall forward a letter to the Director of Planning and Zoning, which shall include comments on the Eisenhower West planning process to be included in the final staff report.
- 11. That the Steering Committee shall sunset when the Eisenhower West Small Area Plan is approved by City Council.

21. 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 Transitway Project. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 21; 12/10/13, and is incorporated as part of this record by reference.)

Ms. Reinfeld, Division Chief, Transportation and Environmental Services, along with Ms. Farmer, project manager for the Route 1 Transitway, Mr. Baier, Director, T&ES, Ms. Baker, Director, Department of Project Implementation, and Mr. Stokes, T&ES, went over the report and they, along with Mr. Young, City Manager, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously by roll-call vote, City Council adopted a resolution authorizing the City's Purchasing Agent to issue up to \$1.4 million in change orders to the contract with Lane Construction Corporation for construction of the Route 1 Transitway for a total contract amount of \$14.5 million. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2590

**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, on or about February 12, 2013, City Council authorized the City's Purchasing Agent to execute change orders for changed field conditions, final design elements, and stations and amenities up to \$5,656,000, bringing the potential total contract price to \$13,098,460; and

WHEREAS, due to the projected costs of two critical project elements – landscaping and transitway stations – being higher than originally expected, and in order to maintain sufficient project contingency reserves, City staff recommends that the City be authorized to enter into additional change orders to the contract not to exceed \$1,400,000, for a total contract amount not to exceed \$14,498,460; and

WHEREAS, the projected change orders are not within the City's Purchasing Agent's current authority; 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 related to landscaping and transitway stations to the current Lane Construction Company Route 1 transitway contract and to maintain project contingency reserves, all in the total additional amount not to exceed \$1,400,000, with the total contract amount not to exceed \$14,498,460; 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 to implement this Resolution; and
4. That this Resolution shall be effective immediately.

OTHER

22. Consideration of City Council Schedule

(A copy of the City Manager's memorandum dated December 4, 2013, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 22, 12/10/13, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Mr. Chapman and carried unanimously, City Council: 1. received the revised Council calendar which includes: the new Governor's Swearing in Ceremony will occur on Saturday, January 11, 2014, at 9:00 a.m. at the Capitol Square in Richmond; and 2. approved the calendar. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

23. Consideration of Convening a Closed Meeting for the Purpose of Consulting with Legal Counsel Regarding a Pending Legal Matter and to Discuss a Personnel Matter.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 10:15 p.m., City Council convened in closed executive session to discuss the performance and salary of a specific public officer and to consult with staff and legal counsel regarding threatened or pending litigation, specifically the performance and compensation of a Constitutional Officer and the litigation and/or settlement of certain land use matters, pursuant to Sections 2.2-3711(a)(1) and (7) of the Code of Virginia. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried unanimously, at 11:01 p.m., City Council reconvened the meeting. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilman Smedberg and Councilman Wilson; Opposed, none.

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

The resolution reads as follows:

RESOLUTION NO. 2591

WHEREAS, the Alexandria City Council has this 10th day of December 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 December 10, 2013, was adjourned at 11:03 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