

**City of Alexandria
Meeting Minutes
Tuesday, January 28, 2014
7:00 P.M.
Council Chambers**

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

Absent: Vice Mayor Allison Silberberg.

Also Present: Mr. Young, City Manager; Mr. Banks, City Attorney; Mr. Jinks, Deputy City Manager; Police Captain Wemple; Mr. Caton, Legislative Director; Mr. Gates, Deputy City Manager; Ms. Collins, Deputy City Manager; Mr. Baier, Director, Transportation and Environmental Services; Ms. Reinfeld, Division Chief, Transportation and Environmental Services; Ms. Marks, Transportation and Environmental Services; Mr. Holloman, Transportation and Environmental Services; Ms. Triggs, Chief Financial Officer, Office of Finance; Mr. Bland, Retirement Administrator, Office of Finance; Ms. Hamer, Director, Planning and Zoning; Mr. Routt, Office of Management and Budget; Ms. Taylor, Office of Finance; Ms. Anderson, Department of Community and Human Services; Mr. Frazier, Department of Community and Human Services; Ms. Ruggiero, Parks, Recreation and Cultural Activities; Fire Chief Thiel; Mr. Martinez, Information Technology Services; and Mr. Lloyd.

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

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5:30 P.M. - Work Session with Alexandria Renew Enterprises.

City Council held the work session with Alexandria Renew Enterprises.

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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, with the exception of Vice Mayor Silberberg, who was absent.

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 14, 2014.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried unanimously, City Council approved the regular meeting minutes of January 14, 2014. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

PROCLAMATIONS

4 Presentation of a Proclamation Declaring 2014 as the Year of Celebrating the Arts and a Year of Extraordinary Arts Anniversaries in the City of 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, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

5. Presentation of a Proclamation Declaring the Month of February to be George Washington Birthday Celebration Month in the City of Alexandria.

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, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (6-10)

(Resignations and Uncontested Appointments)

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

(a) Alexandria Transportation Commission
Jennifer Mitchell
John Komoroske

(b) Commission for the Arts
Sarah Pearson
Beth Tuttle
Karen Conkey

(c) Commission on Aging
Pat McBride
Margaret Gaynor

(d) Commission on HIV/AIDS
Amy Treakle

(e) Planning Commission
John Komoroske

(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. 6; 1/28/14, and is incorporated as part of this record by reference.)

7. Uncontested Appointments to Boards, Commissions and Committees:

(a) Alexandria Gang Prevention Community Task Force
1 Representative of Elementary Schools

(b) Archaeological Commission
1 Member From Planning District II

(c) Beauregard Design Advisory Committee
1 Member Representing the Business Community

(d) Building Code Board of Appeals
1 Citizen Member

(e) Commission on HIV/AIDS
1 Citizen Member

(f) Historic Alexandria Resources Commission
1 Member-at-Large From Planning District III

(g) Potomac Yard Design Advisory Committee
1 Representative of the Potomac Yard Area

(h) Public Health Advisory Commission
1 Citizen Member Who Shall Be a Health Professional

(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. 7; 1/28/14, and is incorporated as part of this record by reference.)

(Reports and Recommendations of the City Manager)

8. Consideration of a Request from the Children, Youth and Family Collaborative Commission for Permission to Submit Comments on Proposed Changes in State Child Care Policy.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 1/28/13, and is incorporated as part of this record by reference.)

9. Consideration of Release of Funds from FY 2014 Contingent Reserves to Support the Sheriff's Office Child Safety Seat Installation Program.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 1/28/13, and is incorporated as part of this record by reference.)

10. Consideration of Authorization for City Manager to Sign a Memorandum of Agreement with NVTC to Support the Washington Metropolitan Area Transit Authority's New Electronic Payments Program.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 1/28/13, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, City Council adopted the consent calendar, as follows:

6. City Council accepted the following resignations with regret: (a) Jennifer Mitchell and John Komoroske, Alexandria Transportation Commission; (b) Sarah Pearson, Beth Tuttle and Karen Conkey, Commission for the Arts; (c) Pat McBride and Margaret Gaynor, Commission on Aging; (d) Amy Treakle, Commission on HIV/AIDS; and (e) John Komoroske, Planning Commission.

7. City Council made the following appointments to boards, commissions and committees: (a) reappointed Susan Stickles as the one representative of an elementary school to the Alexandria Gang Prevention Community Task Force; (b) appointed Rebecca Siegal as the one member from Planning District II to the Archaeological Commission; (c) appointed Shawn Glerum as the one member representing the business community to the Beauregard Design Advisory Committee; (d) appointed Mary Shea as the one citizen member to the Building Code Board of Appeals; (e) appointed Elizabeth Mount as the one citizen member to the Commission on HIV/AIDS; (e) appointed Elliot Bell-Krasner as the one member-at-large from Planning District III to the Historic Alexandria Resources Commission; (f) reappointed Christopher Bellanca as the one representative of the Potomac Yard area to the Potomac Yard Design Advisory Committee; and (g) appointed Katie Dziak as the one citizen member who shall be a health professional to the Public Health Advisory Commission.

8. City Council approved the submission of comments by the Children, Youth and Family Collaborative Commission regarding the impact of proposed changes in Virginia Department of Social Services child care policy.

9. City Council approved the release of \$10,000 from FY 2014 contingent reserves to fund operations of the Sheriff's Office Child Safety Seat Installation Program.

10. City Council authorized the City Manager to sign the memorandum of agreement with the Northern Virginia Transportation Commission for coordination of technical analysis, testing, funding and administration for WMATA's new electronic payments program system.

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

Councilwoman Pepper noted that one of the resignations is that of John Komoroske, who has resigned from the Planning Commission and is retiring from his day job and will be moving to Florida. She recognized his 23 years of service on the Planning Commission.

OTHER

11. Update on the 2014 General Assembly Session (No. 2).

(A copy of the City Manager's memorandum dated January 27, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 1/28/13, and is incorporated as part of this record by reference.)

Mr. Caton, Legislative Director, made a presentation of the staff report, noting the bills before the General Assembly, and he responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Smedberg and carried unanimously, City Council approved the legislative positions included in attachment 1 of the staff report (recommended positions on bills of importance to the City) as recommended by City Council's Legislative Subcommittee (Mayor Euille and Councilman Smedberg.) The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

CONTESTED APPOINTMENTS

12. Alexandria-Caen Sister City Committee 1 Citizen Member

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

NAME:	ENDORSED BY:
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Alexander Martin	
Trevor Strandh	

(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. 12; 1/28/14, 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 Alexander Martin as the one citizen member to the Alexandria-Caen Sister City Committee. The voting was as follows:

Euille	-	Martin
Silberberg	-	absent
Chapman	-	Martin

Lovain	-	Martin
Pepper	-	Martin
Smedberg	-	Martin
Wilson	-	Martin

13. Commission for the Arts

1 Member Who Represents the Public at Large, as an Arts Consumer and Participant

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

NAME:	ENDORSED BY:
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Michael Detomo
Deirdre Scott
Mary Stimson

(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. 13; 1/28/14, 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 Michael Detomo as the one member who represents the public at large, as an arts consumer and participant, to the Commission for the Arts. The voting was as follows:

Euille	-	Detomo
Silberberg	-	absent
Chapman	-	Detomo
Lovain	-	Detomo
Pepper	-	Detomo
Smedberg	-	Detomo
Wilson	-	Detomo

14. Local Emergency Planning Committee

1 Representative of a Community Group

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

NAME:	ENDORSED BY:
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Kristopher Brown
Karen Helbrecht

(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. 14; 1/28/14, 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 Karen Helbrecht as the one representative of a community group to the Local Emergency Planning Committee. The voting was as follows:

Euille	-	Helbrecht
Silberberg	-	absent
Chapman	-	Helbrecht
Lovain	-	Brown
Pepper	-	Helbrecht
Smedberg	-	Helbrecht
Wilson	-	Helbrecht

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

15. Consideration of Authorization for City Manager to Approve a Memorandum of Agreement Between The Northern Virginia Transportation Authority and The City of Alexandria For Distribution of the Thirty Percent Transportation Funding.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 1/28/13, and is incorporated as part of this record by reference.)

Mr. Routt, Office of Management and Budget, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried unanimously, City Council authorized the City Manager to sign the proposed memorandum of agreement with the Northern Virginia Transportation Authority, which will allow NVTa to distribute the 30 percent transportation funding to the City. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

16. Approval of the City's Proposed FY 2015 and FY 2016 Transportation Project List Request for Northern Virginia Transportation Authority (NVTa) 70 Percent Funds. (Deferred from January 14, 2014 City Council Meeting.)

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 1/28/13, and is incorporated as part of this record by reference.)

Mr. Baier, Director, Transportation and Environmental Services, made a presentation of the staff report and he, along with Ms. Reinfeld, Transportation and Environmental Services, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Wilson and carried unanimously, City Council: 1. approved the FY 2015 and FY 2016 proposed transportation project request as listed in table 2, and authorized the City Manager to submit the projects to the Northern Virginia Transportation Authority for consideration; and 2. endorsed in concept the proposed transportation project funding plan for FY 2017 through FY 2024 NVTa funds as listed in attachment 1 of the staff report. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

17. Consideration of the Staff Response to the Report Recommendations of the Alexandria Fund For Human Services Review Committee.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 1/28/13, and is incorporated as part of this record by reference.)

Mr. Young, City Manager, made opening remarks on the report, and he, along with Ms. Anderson, Department of Community and Human Services, Ms. Collins, Deputy City Manager, and Mr. Frazier, Department of Community and Human Services, responded to questions of City Council.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried 4-2, City Council received the staff response to the Alexandria Fund for Human Services Review Committee report recommendations and directed the City Manager to begin implementation of the recommendations as outlined, with an amendment to item #9 to reduce it from \$25,000 to \$10,000. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain and Councilwoman Pepper; Opposed, Councilman Smedberg and Councilman Wilson. (Vice Mayor Silberberg was absent.)

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

ORAL REPORTS BY MEMBERS OF CITY COUNCIL

and

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

1. Councilman Chapman said on the issue of ban the box brought up by Delegate Krupicka, the Economic Opportunities Commission have put together a report to talk about how to do it and what the benefits and hurdles are.

Mayor Euille noted that this is a topic for the next Mayor/Manager meeting, and this is an administrative process and policy.

2. Councilman Wilson said he and Mayor Euille participate on the City Schools Subcommittee. He noted that the City's Budget Director has done a whole lot of analysis of the State budget funding proposals and the monies the schools get and what might come out of Richmond. It is looking at about \$2 million in additional funding from money from the State. Councilman Wilson said the Council did approve, on the land use side, a learning cottage/trailer at Maury Elementary School, and because of the numbers and enrollment coming in differently than was initially anticipated, the need is now at MacArthur, and the schools have a plan to move that learning cottage to MacArthur. Councilman Wilson said they had a good conversation at the schools meeting regarding snow closures, and the vulnerable populations during those closures. There have been a number of closures and some were when the whole region was not shut down. There is a real concern that the parents are being put in positions of leaving their children in minimally supervised or unsupervised conditions or losing their jobs. He said there is a role for the City and the schools working together to try to provide both for the food and secure families as well as the limited supervision solutions to work.

3. Mayor Euille noted that the groundbreaking was done yesterday morning for the National Science Foundation's move to Alexandria on Eisenhower Avenue. Officials from both the General Services Administration as well as the National Science Foundation were present and participated in the program. The City looks forward to the Hoffman Company and the contractors commencing with the work and getting it finished so it can open in a year and a half or so. The City welcomes 2,100 professionals and 1,800 additional folks to relocate to the area.

ORAL REPORT FROM THE CITY MANAGER

Ms. Reinfeld, Transportation and Environmental Services, introduced Mr. Shyam Kannon, managing director of planning for Metro, who provided an update on the MOMENTUM plan.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Smedberg and carried unanimously, City Council received a report by the Washington Metropolitan Area Transit Authority on the MOMENTUM plan, the 2013-2025 strategic plan. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

ORDINANCES AND RESOLUTIONS

18. Consideration of a Resolution in Support of the Virginia Railway Express Slaters Lane Crossover and Signals Project. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 1/28/13, and is incorporated as part of this record by reference.)

Councilman Wilson stated that in an abundance of caution to prevent any appearance of conflict, he would not participate in this item. (Councilman Wilson stepped down from the dais.)

Ms. Reinfeld, Transportation and Environmental Services, introduced Mr. Holloman from T&ES and Ms. Christine Heffner, from the Virginia Railway Express.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilwoman Pepper and carried 5-0 by roll-call vote, City Council adopted the resolution in support of the Slaters Lane crossover and signals project. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none. (Vice Mayor Silberberg and Councilman Wilson were absent.)

The resolution reads as follows:

RESOLUTION NO. 2598

WHEREAS, Virginia Railway Express (VRE) seeks the design and construction of a rail crossover and related signals in the vicinity of Slaters Lane, north of Alexandria's Amtrak/VRE

station,

WHEREAS, currently three tracks pass through Alexandria's Amtrak/VRE station, but passenger trains can only use the two tracks that are between the station's western and eastern platforms due to the lack of a crossover north of Alexandria's Amtrak/VRE station,

WHEREAS, as part of the planned construction of a pedestrian tunnel that connects the mezzanine of the King Street-Old Town Metrorail Station to Alexandria's Amtrak/VRE station, upgrades will be made to the eastern platform at Alexandria's Amtrak/VRE station which include replacement of the existing platform stair with a new stair to the pedestrian tunnel, a new elevator to the pedestrian tunnel, and a platform extension, alteration, and reconfiguration to allow for passenger rail service from both sides of the platform,

WHEREAS, the design and construction of a rail crossover will enable passenger rail trains to utilize both sides of the eastern platform, make all three tracks available for passenger boarding and alighting, and enhance operational flexibility and performance on the railroad by allowing the movement of passenger and freight trains from one track to another to preclude conflicts between trains and minimize the potential for delays,

WHEREAS, the Virginia Railway Express Operations Board recommended the Northern Virginia Transportation Commission and the Potomac and Rappahannock Transportation Commission approve the submission of the Slaters Lane Crossover and Signals project as one of several projects which increase transit capacity to the Northern Virginia Transportation Authority (NVTA) for consideration for funding in FY2014-2016,

WHEREAS, House Bill 2313 levied additional taxes and a fee to be received by NVTA and distributed to fund regional transportation projects that provide the greatest congestion reduction relative to the cost of the project or mass transit capital projects that increase capacity; and,

WHEREAS, House Bill 2313 also required that each locality's total long-term benefit shall be approximately equal to the proportion of the total of the fees and taxes that are generated by the locality,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Alexandria, hereby expresses its support for the Slaters Lane Crossover and Signals Project subject to regional agreement that the benefits associated with the project will be credited toward VRE only or shared equally across all VRE member jurisdictions.

Councilman Wilson returned to the dais.

19. Consideration of a Resolution to Opt Into the Hazard Duty Positions Alternate Option in the Virginia Retirement System. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 19; 1/28/13, and is incorporated as part of this record by reference.)

Ms. Triggs, Chief Financial Officer, along with Mr. Bland, Retirement Administrator, made a presentation of the report.

WHEREUPON, upon motion by Councilman Smedberg, seconded by Councilman Wilson and carried 6-0 by roll-call vote, City Council adopted the resolution to opt into the hazard duty positions alternate option in the Virginia Retirement System, which eliminates the option of membership in the VRS Hybrid Plan for any future Deputy Sheriffs, Medics and Fire Marshals and provides Plan 2 benefits while using Plan 1 retirement eligibility to existing, impacted employees. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The resolution reads as follows:

RESOLUTION NO. 2599

DECLARATION REGARDING CERTAIN PUBLIC SAFETY EMPLOYEES

WHEREAS, Va. Code §51.1-155(A)(3) allows political subdivisions to elect for certain enumerated public safety employees to be treated as “Plan 1” members of the Virginia Retirement System for purposed of its defined benefit plan; and

WHEREAS, this election is made by a legally adopted, irrevocable resolution wherein the political subdivision declares to the Virginia Retirement System that any person who is employed as a firefighter, emergency medical technician, or law-enforcement officer as those terms are defined in Virginia Code §15.2-1512.2 shall be treated the same as a “Plan 1” member who has at least 60 months of creditable service as of January 1, 2013; and

WHEREAS, it is the intent of City of Alexandria to make this election for its affected public safety employees; Effective January 15, 2014.

NOW, THEREFORE, IT IS HEREBY RESOLVED that City of Alexandria declares to the Virginia Retirement System that, for purposes of subdivision A(3) of Va. Code §51.1-155 and subdivision B(1), subdivision B(3), and subsection D of Va. Code §51.1-153, any person who is employed by City of Alexandria as a firefighter, emergency medical technician, or law-enforcement officer as those terms are defined in Virginia Code §15.2-1512.2 (i) shall not be considered a person who becomes a member of the Virginia Retirement System on or after July 1, 2010 and (ii) shall be considered to have at least 60 months of creditable service as of January 1, 2013; and it is further

RESOLVED that, pursuant to subdivision A(3) of Virginia Code §51.1-155, City of Alexandria acknowledges that this resolution is irrevocable.

OTHER

20. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated January 22, 2014, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 20; 1/28/13, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman

Chapman and carried unanimously, City Council: 1. received the revised Council calendar, which includes: the Virginia Municipal League Day is scheduled for Thursday, February 6 in Richmond, Virginia at the Richmond Marriott located at 500 E. Broad Street; and the AHC, Inc. groundbreaking for the East Reed Development is scheduled for Saturday, February 22 at 8:30 a.m. at 120 East Reed Avenue; and 2. City Council approved the calendar. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

21. Consideration of Convening a Closed Meeting for the Purpose of Consulting with Legal Counsel Regarding a Pending Legal Matter.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 8:55 p.m., City Council convened in closed executive session to consult with staff and legal counsel regarding threatened or pending litigation, specifically the litigation and/or settlement of certain tax assessment matters, pursuant to Section 2.2-3711(a)(7) of the *Code of Virginia*. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried unanimously, at 9:02 p.m., City Council reconvened the meeting. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilman Smedberg and carried 6-0 by roll-call vote, City Council adopted a resolution pertaining the Executive Session. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

The resolution reads as follows:

RESOLUTION NO. 2600

WHEREAS, the Alexandria City Council has this 28th day of January 2014, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

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

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

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THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilman Wilson, seconded by Councilman Chapman and carried unanimously, the regular meeting of January 28, 2014, was adjourned at 9:03 p.m. The voting was as follows: In favor, Mayor Euille, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper, Councilman Smedberg and Councilman Wilson; Opposed, none. (Vice Mayor Silberberg was absent.)

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council