

ORDINANCE NO. 4859

AN ORDINANCE to amend and reordain Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), Chapter 8 (PARKING AND TRAFFIC REGULATION), and Title 10 (MOTOR VEHICLES AND TRAFFIC), Chapter 4 (STOPPING, STANDING AND PARKING) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Title 5, Chapter 8, Article F of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the amendment of Section 5-8-74 to read as follows:

(New language is underscored; deleted material is ~~stricken~~)

Sec. 5-8-74 - Parking permits; issuance.

Except as provided in subsection (6), the city manager shall, upon payment of the fee provided for by this article, issue permits to natural, but not corporate, persons who reside in a dwelling located within the boundaries of a permit parking district authorizing the parking of motor vehicles in such district for more than the consecutive hour limitation in effect in the district, as follows:

- (1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or the manager's designee:
 - (a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321, et seq. of this code. Such permits shall be valid from July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and
 - (b) one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing health care services at the residence or other than during such times as they are providing health care services at the residence (or are in the immediate process of coming or going from the residence in connection with

providing health care services at the residence) is prohibited. Such permits shall be valid for up to one year and will expire on October 5, annually. Applicants for permits issued pursuant to this paragraph (b) shall provide proof of residence, a notarized certification that a permanent resident is receiving health care services at the residence, and a written statement from a licensed medical professional that a permanent resident is receiving health care services at the residence.—~~The provisions of this paragraph (b) shall expire on June 30, 2006, and no permit issued hereunder shall be valid after such date.~~

For permits issued to a person or renewed pursuant to paragraph (a) of this subsection, there shall be imposed a fee of \$30 for the first vehicle, \$40 for the second vehicle, and \$100 for each additional vehicle. Any person who has been issued a permit for a vehicle pursuant to paragraph (a) of this subsection may obtain a replacement permit for use on another vehicle registered in such person's name, upon application on forms furnished by the city manager and presentation of the registration card for the vehicle for which the replacement permit is sought and pieces of the previously issued permit as proof that it was removed from the vehicle for which the fee was previously paid, accompanied by a fee of \$1. For permits issued to a person or renewed pursuant to paragraph (b) of this subsection, there shall be imposed a fee of \$50 per permit.

[Intervening portions of Section 5-8-74 are unchanged.]

- (4) to persons doing business with a resident or a nonresident property owner of a property located within a permit parking district on the application of the resident or nonresident property owner, one permit for the vehicle used while doing business in the permit parking district; provided, that such permits may be issued to no more than three persons doing business at the same residence at the same time. No permit shall be issued pursuant to this subsection for a period longer than the time estimated by the resident or nonresident property owner to be required for completing the business transaction for which the permit is sought, and in no event shall any permit be valid for more than 30 days.

[Remaining portions of Section 5-8-74 are unchanged.]

[Remainder of page intentionally left blank.]

Section 2. That Title 5, Chapter 8, Article G, Division 1 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by

the amendment of Section 5-8-92(c) to read as follows:

Sec. 5-8-92 Parking meter zones established.

[Intervening portions of Section 5-8-92 are unchanged.]

- (c) The following described parts of the streets of the city are hereby established as parking meter zone 3:

[Intervening portions of Section 5-8-92 are unchanged.]

(5) both sides of the ~~1700~~, 1800, ~~and~~ 1900 and 2000 blocks of Ballenger Avenue.

(6) both sides of the ~~1700~~ 1800 block of Emerson Avenue.

[The remaining portions of Section 5-8-92 remain unchanged.]

Section 3. That Title 5, Chapter 8, Article G, Division 1 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the amendment of Sections 5-8-93, -96 and -97 to read as follows:

Sec. 5-8-93 Parking meters; hours and days of operation; maximum time limits; rates.

[The intervening portions of Section 5-8-93 are unchanged.]

- (c) In all parking meter zones, the rate shall be \$1.25 per hour at those meters that are coin only operated until such time as multi-space meters or single space meters that accept credit or debit cards are installed. In all parking meter zones, the rate shall be \$1.75 per hour at those spaces served by multi-space meters installed before November 13, 2010. Thereafter, when multi-space meters or single space meters that accept credit or debit cards are installed elsewhere in all parking meters zones, the rate will increase to \$1.75 per hour at those spaces. In all parking meter zones, the applicable rate shall be payable in such increments as provided at the applicable meter or pay station. The rates set forth above do not include any convenience fee that may be charged by the service provider in the event the City implements a "pay by phone" or other technology-based parking payment option.

[The remaining portions of Section 5-8-93 are unchanged.]

Sec. 5-8-96 How meters to be installed; operation generally.

[Intervening portions of Section 5-8-96 remain unchanged.]

- (e) In the event the City implements a "pay by phone" or other technology-based parking payment option, each parking meter shall also display instructions setting forth the means through which a customer may pay the meter charge through such system.

Sec. 5-8-97 How parking pay stations to be installed; operation generally.

[Intervening portions of Section 5-8-97 remain unchanged.]

- (e) In the event the City implements a “pay by phone” or other technology-based parking payment option, each parking station shall also display instructions setting forth the means through which a customer may pay the meter charge through such system.

Section 4. That Title 10, Chapter 4 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the amendment of Section 10-4-25 to read as follows:

Sec. 10-4-25 Permitting vehicle to remain parked at meter after expiration of time limit; permitting vehicle to remain parked in block with pay station after expiration of time limit.

[Intervening portions of Section 10-4-25 remain unchanged.]

- (c) It shall be unlawful for any person to permit a vehicle to remain or be placed in any parking space with a meter or in the same block as any pay station where the payment has been made through a “pay by phone” or other technology-based parking payment system beyond the time for which authorized payment has been made.

Section 5. That Title 10, Chapter 4 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained by the deletion of Section 10-4-32 in its entirety, as follows:

Sec. 10-4-32 Tourist parking permits. Reserved.

- ~~(a) Notwithstanding the provisions of this chapter, the owner or operator of a vehicle upon which a valid tourist permit is displayed shall be exempt from the requirements of sections 10-4-22 through 10-4-25 for the period of time stated on the permit.~~
- ~~(b) No tourist permit shall be issued or be deemed valid unless it complies with and conforms to the following:~~
- ~~(1) the permit shall bear the facsimile signature of the mayor and the manual signature of a person duly authorized by the city manager to issue the permit.~~
 - ~~(2) the time during which the owner or operators are entitled to the exemption shall be stated on the permit.~~
 - ~~(3) the exemption time stated shall not exceed 24 hours.~~
 - ~~(4) the vehicle and the owner or operator which are exempt shall be named on the permit.~~
 - ~~(5) the license tag number of the vehicle and the state issuing the tag shall be stated on the permit.~~
 - ~~(6) no permit shall cover more than one vehicle.~~
 - ~~(7) no permit shall be transferable.~~
 - ~~(8) no permit shall cover any owner, operator or vehicle other than those named on the permit.~~
 - ~~(9) no permit shall cover an owner or operator who resides within the city.~~
- ~~(c) No charge shall be made for the issuance of a permit.~~

~~(d) The city manager is authorized and directed to properly promulgate and establish regulations necessary to issue tourists permits and carry into effect the provisions of this section.~~

Section 6. That this ordinance shall become effective upon the date and at the time of its final passage.

WILLIAM D. EUILLE
Mayor

Final Passage: February 22, 2014

EXHIBIT NO. 121
11-19-08*City of Alexandria, Virginia*

MEMORANDUM

DATE: NOVEMBER 10, 2008

TO: THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

FROM: JAMES K. HARTMANN, CITY MANAGER *J*

SUBJECT: CONSIDERATION OF PROPOSED AMENDMENTS TO THE
RESIDENTIAL PERMIT PARKING PROGRAM

ISSUE: Amending the residential permit parking program to: (1) continue allowing in-home health care providers to obtain temporary parking permits in order to provide services at residences in parking districts, and (2) allow nonresident owners of properties in parking districts; to obtain temporary parking permits for persons who are doing business at their residential properties.

RECOMMENDATION: That City Council:

1. Receive the recommendations of the Traffic and Parking Board for changes in the City's permit parking program; and
2. Request the City Attorney to docket an ordinance implementing the recommended changes.

BACKGROUND: In June 2005, Council amended City Code section 5-8-74(1)(b) to allow issuance of district parking permits to health care providers who are providing in-home health care services to residents of a permit parking district. As adopted, this amendment included a sunset provision that expired on June 30, 2006. The proposed amendment removes this sunset provision, thereby allowing issuance of district parking permits to in-home health care providers on a permanent basis.

City Code section 5-8-74(4) allows issuance of up to three temporary permit parking permits, valid for up to 30 days, to persons doing business at a parking district residence upon request of the resident. The proposed amendment would also allow nonresident property owners to request these temporary parking permits.

Both proposed amendments were considered by the Traffic and Parking Board following public hearing in June 2008, and unanimously recommended to Council for adoption by the Board.

DISCUSSION:

1. **District Parking Permits for In-Home Health Care Providers.** At the request of former Vice Mayor Andrew Macdonald in 2004, staff proposed amending the City Code to allow issuance of one district parking permit per residence for either an in-home health or day care provider. This proposal was referred to and considered by the Traffic and Parking Board, which returned a recommendation to Council that City Code be amended to allow issuance of district parking permits health care providers only, finding no material distinction among day care providers, nannies and tradespersons, and other commuting workers who desire to park close to their places of employment. The Board recommendation and an ordinance amending City Code to allow issuance of district parking permits to both health and day care providers were presented to City Council for consideration in June 2005. Following public hearing, Council adopted an amended ordinance with all provisions related to issuing district parking permits to day care providers deleted. In preparing the current proposal, staff reconsidered provisions for day care providers, but do not recommend that they be included at this time.

While considering allowing district parking permits to be issued to health care providers, there was concern that these permits might be abused. Accordingly, Council directed that this change be implemented on a trial basis by including a sunset provision in the adopted ordinance. To date, this provision has been well received and helps lower stress on residents who require the services of an in-home health care provider. Although the sunset provision date has already passed, City staff continued to allow permits to be issued as the demand for such permits has been very low. The one resident currently participating in the program has provided the necessary certification from a medical professional. Since it appears that this provision is being used in a manner that is consistent with Council's intent, staff recommends that it be adopted as a permanent part of the district parking program.

2. **Temporary Business Parking Permits for Nonresident Property Owners.** Under the current City ordinance, nonresident owners of property in parking districts cannot currently obtain parking permits for their vehicles, or for the vehicles of guests, visitors or persons doing business at their residential properties. Thus, when hiring a contractor to maintain or upgrade an occupied property, the nonresident owner must ask the tenant to obtain any needed temporary parking permits for the contractors. If a property is vacant and the nonresident owner desires to make improvements or renovations prior to occupancy, the owner cannot obtain temporary parking permits for contractor vehicles, which may be needed to store the tools and equipment necessary to complete the work.

The proposed amendment will make it possible for nonresident property owners to obtain temporary parking permits for persons doing business at their property. This amendment applies to residential properties only and retains the limit of three temporary parking permits per property, valid for up to 30 days.

FISCAL IMPACT: None

ATTACHMENT: Proposed Changes in City Code

STAFF:

Richard J. Baier, Director, Dept. of Transportation & Environmental Services
Laura Triggs, Director, Dept. of Finance

Proposed Changes in City Code

(Note: Text to be deleted text is shown as ~~striketthrough~~. Text to be added is underlined.)

Sec. 5-8-74 Parking permits; issuance.

Except as provided in subsection (6), the city manager shall, upon payment of the fee provided for by this article, issue permits to natural, but not corporate, persons who reside in a dwelling located within the boundaries of a permit parking district authorizing the parking of motor vehicles in such district for more than the consecutive hour limitation in effect in the district, as follows:

(1) to persons who reside in a permit parking district or to persons who both reside in a dwelling located on a block adjacent to an existing permit parking district where parking on said block is controlled by time limits set by official signs or metered parking and lack adequate alternative nearby parking facilities available to them, as determined by the city manager or the manager's designee:

(a) one permit for each vehicle belonging to such persons for which the persons have paid all personal property taxes imposed thereon by the city and which displays a valid license windshield tag issued pursuant to the provisions of section 3-2-321 et seq. of this code. Such permits shall be valid from July 1 or, if later, the date of issuance through November 15 of the following year. Applicants for permits issued pursuant to this subsection shall provide proof of residence and, for each vehicle for which a permit is sought, a motor vehicle registration card issued by the division of motor vehicles and proof of payment of all personal property taxes and license taxes imposed thereon by the city; and

(b) one permit per residence for a health care provider providing health care services at the residence. Permits issued under this paragraph (b) are not vehicle specific and may be transferred to different vehicles, but the use of such permits other than by persons providing health care services at the residence or other than during such times as they are providing health care services at the residence (or are in the immediate process of coming or going from the residence in connection with providing health care services at the residence) is prohibited. Such permits shall be valid for up to one year and will expire on October 5, annually. Applicants for permits issued pursuant to this paragraph (b) shall provide proof of residence, a notarized certification that a permanent resident is receiving health care services at the residence, and a written statement from a licensed medical professional that a permanent resident is receiving health care services at the residence. ~~The provisions of this paragraph (b) shall expire on June 30, 2006, and no permit issued hereunder shall be valid after such date.~~

For permits issued to a person or renewed pursuant to paragraph (a) of this subsection, there shall be imposed a fee of \$15 for the first vehicle, \$20 for the second vehicle, and \$50 for each additional vehicle. Any person who has been issued a permit for a vehicle pursuant to paragraph (a) of this subsection may obtain a replacement permit for use on another vehicle registered in such person's name, upon application on forms furnished by the city manager and presentation of the registration card for the vehicle for which the replacement permit is sought and pieces of the previously issued permit as proof that it was removed from the vehicle for which the fee was previously paid, accompanied by a fee of \$1. For permits issued to a person or renewed pursuant to paragraph (b) of this subsection, there shall be imposed a fee of \$50 per permit.

(2) to persons who are visitors at a residence within a permit parking district on the application of the resident, one permit for any vehicle used by such person during the visit, which permit shall be valid for a maximum of 30 days but shall not be renewed; provided, that permits may be issued to no more than two visitors to the same residence at the same time. A \$5 fee shall be charged for any permit issued pursuant to this subsection for a period of more than seven days.

(3) to persons who are guests at a residence in a permit parking district on the application of the resident, one permit for any vehicle used by such person while a guest at the residence, which permit shall be valid for a date certain or portion thereof; provided that the number of permits issued under this subsection shall not at any time exceed 50 percent of the number of parking spaces in which they are valid; provided further, that no permit shall be issued under this subsection except upon a showing by the resident making application therefor that during the hours for which the permit is to be issued his residence will be used and occupied in a manner which is both lawful and not inconsistent with the residential character of the permit parking district in which it is located, and unless it shall be found that the issuance of the permit or permits will not unduly impair traffic safety during the time of their validity; provided further, that, notwithstanding any provision of this subsection to the contrary, up to 10 self-validating guest permits shall be issued in any calendar month for the guests of any residence located in a permit parking district upon the application of a person residing in the residence. Any permit issued pursuant to this subsection may be limited to certain streets or portions thereof in the permit parking district for which the permit is issued.

(4) to persons doing business with a resident or a nonresident property owner of a property located within a permit parking district on the application of the resident or nonresident property owner, one permit for the vehicle used while doing business in the permit parking district; provided, that such permits may be issued to no more than three persons doing business at the same residence at the same time. No permit shall be issued pursuant to this subsection for a period longer than the time estimated by the resident or nonresident property owner to be required for completing the business transaction for which the permit is sought, and in no event shall any permit be valid for more than 30 days.

(5) whenever a holder of a permit issued under this section is no longer qualified to possess the permit, the permit shall be invalid and shall be returned to the director of finance.

(6) permits shall not be issued to persons who reside in a residential development which is subject to a special use permit, to the extent the residents, visitors, guests or business-invitees within such development are excluded by the special use permit from eligibility for one or more of the permits described above in subsections (1), (2), (3) or (4). (Code 1963, Sec. 22-121.16, as amended by Ord. No. 2414, 11/27/79, Sec. 1; Ord. No. 2532, 12/13/80, Sec. 1; Ord. No. 2540, 1/27/81, Sec. 1; Ord. No. 2962, 6/27/84, Sec. 2; Ord. No. 3129, 5/27/86, Sec. 3; Ord. No. 3215, 5/26/76, Sec. 5; Ord. No. 3296, 6/18/88, Sec. 2; Ord. No. 3325, 9/24/88, Sec. 2; Ord. No. 3602, 11/14/92, Sec. 1; Ord. No. 3658, 9/18/93, Sec. 3; Ord. No. 3871, 6/15/96, Sec. 6; Ord. No. 4096, 12/18/99, Sec. 1; Ord. No. 4407, 6/21/05, Sec. 1)

Council shall adopt revisions to its Compensation Philosophy as well as a multi-year plan for implementation.

Transportation: Transportation provided during peak-travel times should not be diminished.

Regional Cooperation: The City Manager is encouraged to work with his counterparts in the region to determine if there are inter-jurisdictional initiatives that could yield savings for Alexandria taxpayers—including the creation of regional authorities to provide critical services.

Fees and New Revenues: The Council encourages the City Manager and Staff to identify new and creative revenue sources and to make any such proposals to the Council that he deems appropriate.

Civic Partnerships: We encourage the City Manager to look for new ways for civic associations, service clubs and residents take over some municipal responsibilities—for example, expansion of the Adopt-A-Park program, utilization of CERT volunteers for Special Events, the expansion of neighborhood public safety programs, etc.

Council

Action: _____

20. Consideration of the City's Legislative Package For the 2009 General Assembly Session. (#7, 10/28/08, #5, 11/15/08) *This item is being deferred to November 25, 2008.*

This item is deferred to the November 25, 2008 Legislative Meeting.

Council

Action: _____

21. Consideration of Proposed Amendments to the Residential Permit Parking Program.

City Council: (1) received the recommendations of the Traffic and Parking Board for changes in the City's permit parking program; and (2) requested the City Attorney to docket an ordinance implementing the recommended changes. Council issued a directive to staff to review the plan for the inclusion of some creative alternatives for allowing parking for daycare workers during the day.

Council

Action: _____

REPORTS AND RECOMMENDATIONS FROM BOARDS, COMMISSIONS AND COMMITTEES

None

21
11-19-08



To Gloria Sliton/Alex@Alex

cc

bcc

Subject Fw: COA Contact Us: residential parking permits - daycare workers

----- Forwarded by Jackie Henderson/Alex on 11/19/2008 04:29 PM -----



Katie Wiegmann
<katie.wiegmann@verizon.net>

11/19/2008 03:50 PM

Please respond to
Katie Wiegmann
<katie.wiegmann@verizon.net>

To william.euille@alexandriava.gov, timothylovain@aol.com,
councilmangaines@aol.com, council@krupicka.com,
delpepper@aol.com, paulcsmedberg@aol.com,
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jackie.henderson@alexandriava.gov,
laura.zabriskie-martin@alexandriava.gov

cc

Subject COA Contact Us: residential parking permits - daycare workers

COA Contact Us: Mayor, Vice Mayor, and Council Members

Time: [Wed Nov 19, 2008 15:50:29] IP Address: [151.200.117.33]

Issue Type: Mayor, Vice Mayor, and Council Members

First Name: Katie

Last Name: Wiegmann

Street Address: 511 Cameron St

City: Alexandria

State: VA

Zip: 22314

Phone:

Email Address: katie.wiegmann@verizon.net

Subject: residential parking permits - daycare workers

I understand you will be addressing a proposed amendment to the residential parking permit program tonight.

I am interested in the council again

discussing the need for parking permits for nannies. I would also like to understand what the rationale was for explicitly denying nannies the ability to park on the streets.

I've been a resident of Alexandria for almost 20 years now and have lived most of that time near the business district in Old Town. I'm aware of the parking problems here both from discussing them among neighbors and from my own experiences. I'm concerned about 2 things: one that there seems to be a general attitude that parking is a problem and "there isn't anything that can be done about it"; and two: that there was a finding of no "material distinction among day care providers, nannies and tradespersons, and other commuting workers who desire to park close to their places of employment." I disagree with both of these things.

First - there

is a parking problem in Old Town for the residents (some much more than others) and I believe there are things which can be done. Some things are simple - hire additional parking enforcement people. And some things aren't as simple - change some streets to 1 hour parking or perhaps "resident only" parking. I'm sure these are complex issues but I do believe there is a solution. Perhaps there has already been a study done. If so, I would like to see it. If there were some changes made to the residential parking program to improve parking there might not be such resistance to allowing parking permits for nannies.

Comments:

Second - there certainly is a

"material distinction between nannies and other commuting workers". Most other commuting workers are at their place of employment to stay. Perhaps you are unaware that most nannies are required by their employers to transport children to and from school, playdates, soccer, gymnastics, ballet and other activities. Multiply that by two or 3 kids. This is not an "at home" job. Children are not sent outside to make their own fun anymore as when I was growing up. A nanny must have a car and the car can't be parked in a garage that is 6 blocks away. I also believe that, as with the healthcare providers, the demand for nanny parking permits will not overwhelm Old Town. There could be a pilot program, restrictions, etc. but I do believe that Old Town benefits from

having families here and I do believe there is a solution.

Thank you

for your consideration

Katie Wiegmann
511 Cameron St.

[Back to FY Dockets](#)

Office of the City Clerk
November 21, 2008

There was a **Work Session** on the
DASH Long-Range Plan at 5:30 p.m.
in the City Council Work Room.

ACTION DOCKET

CITY COUNCIL OF ALEXANDRIA, VIRGINIA

Regular Meeting
Wednesday, November 19, 2008 - - 7:00 p.m.

* * * * *

OPENING

1. Calling the Roll.

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

Council

Action: _____

2. Moment of Silence and Pledge of Allegiance.

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

Council

Action: _____

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

(a) The Public Hearing Meeting Minutes of October 18, 2008;

(b) The Regular Meeting Minutes of October 28, 2008; and

(c) The Special Public Hearing Meeting Minutes of October 30, 2008.

City Council approved the public hearing meeting minutes of October 18, 2008, the regular meeting minutes of October 28, 2008 and the special public hearing meeting minutes of October 30, 2008.

Council

Action: _____

RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL

4. Installation of Officers and Committee Chairs of the Alexandria Youth Council.

Mayor Euille installed the officers and committee chairs of the Alexandria Youth Council.

Council

Action: _____

PROCLAMATIONS

5. Presentation of a Proclamation Declaring November as America Recycles Month.

City Council endorsed the proclamation.

Council

Action: _____

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (6-11)

(Resignations and Uncontested Appointments)

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

(a) Alexandria Commission for the Arts

Morgan Hilton

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER (continued)

CONSENT CALENDAR (continued)

(b) Alexandria Commission on HIV/AIDS

Tomas Cabrera

(c) Alexandria Early Childhood Commission

Carol Freeman

(d) Woodrow Wilson Bridge Neighborhood Task Force

Ardith Dentzer

(e) Alexandria Youth Policy Commission

Michele Brandon

7. Uncontested Appointments to Boards, Commissions and Committees:

(a) Alexandria Budget and Fiscal Affairs Advisory Committee
1 Member Designated by the Alexandria Chamber of Commerce

(b) Alexandria Commission on Employment
1 Business Representative From Among the Recognized Area Businesses, Including Minority-Owned and Small Businesses

(c) Historic Alexandria Resources Commission
1 Member Who Serves As A Volunteer at An Historic Property or Attraction Which Is Open to the Public on A Regular Basis
1 Representative From the Alexandria Historical Restoration and Preservation Commission

(d) Alexandria Waterfront Committee
1 Representative From Founders Park Community Association

(Reports and Recommendations of the City Manager)

8. Consideration of Acceptance of a Funding Allocation From the National Capital Area Region (NCR) Urban Area Security Initiative.

9. Consideration of a Grant Application to the Virginia Department of Mental Health, Mental Retardation, and Substance Abuse Services to Enhance Existing Mental Health Jail Diversion Efforts Within the City of Alexandria.

10. Consideration of an Application to Renew a Grant to Fund a Mentoring Program Administered by the Alexandria Court Service Unit.

11. Authorization for City Participation in a Grant-Funded Project to Update the Northern Virginia Hazard Mitigation Plan.

END OF CONSENT CALENDAR

City Council approved the Consent Calendar. The City Manager's recommendations were as follows:

6. City Council accepted the following resignations with regret: (a) Morgan Hilton, Alexandria Commission for the Arts; (b) Tomas Cabrera, Alexandria Commission on HIV/AIDS; (c) Carol Freeman, Alexandria Early Childhood Commission; (d) Ardith Dentzer, Woodrow Wilson Bridge Neighborhood Task Force; and (e) Michele Brandon, Alexandria Youth Policy Commission.

7. City Council made the following appointments: (a) reappointed Margaret Gullen as the member designated by the Alexandria Chamber of Commerce to the Alexandria Budget and Fiscal Affairs Advisory Committee; (b) reappointed Paul Wilmot as the business representative from among the recognized area businesses,

including minority-owned and small businesses to the Alexandria Commission on Employment; (c) reappointed Ellen Stanton as the member who serves as a volunteer at an historic property or attraction which is open to the public on a regular basis and reappointed John Sprinkle as the representative from the Alexandria Historical Restoration and Preservation Commission to the Historic Alexandria Resources Commission; and (d) appointed Christine Bernstein as the representative from Founders Park Community Association to the Alexandria Waterfront Committee.

8. City Council authorized the City Manager to: (1) accept the funding through the Urban Area Security Initiative in the amount of \$250,000; and (2) to execute all the necessary documents that may be required.

9. City Council: (1) authorized the Alexandria Department of Mental Health, Mental Retardation and Substance Abuse (DMHMRSAS) for expansion of the City's jail diversion initiatives (the grant application has actually been submitted contingent on Council approval, since notification of the opportunity came too late for prior Council approval); and (2) authorized the City Manager to execute all the necessary documents that may be required.

10. City Council: (1) authorized the submission of a grant application in the amount of \$18,000 (the grant application is actually being submitted on November 17, the grant deadline, contingent on Council approval, since notification of the grant opportunity came too late for prior approval); and (2) authorized the City Manager to execute the necessary document for the grant.

11. City Council authorized: (1) the City's participation in the grant-funded regional hazard mitigation planning project to be managed by Arlington County on behalf of the Northern Virginia region; and (2) City staff to participate in the regional hazard mitigation planning process over the next three years to the \$13,750 in-kind grant match assigned to Alexandria for this plan; and (3) the City Manager to execute the necessary documents that may be required.

Council

Action: _____

CONTESTED APPOINTMENTS

12. Alexandria Law Library Board
1 Citizen Member

City Council appointed Marilyn Bromley as the citizen member to the Alexandria Law Library Board.

Council

Action: _____

13. Alexandria-Caen Sister City Committee

1 Citizen Member

City Council reappointed Kathleen Barnett as the citizen member to the Alexandria-Caen Sister City Committee.

Council

Action: _____

14. Alexandria Commission for the Arts

1 Member Who Has Expertise in the Arts, Either as A Practitioner of Various Art Disciplines or As A Professional Administrator Working in the Field

City Council appointed Sydney-Chanele Dawkins as the member who has expertise in the arts, either as a practitioner of various art disciplines or as a professional administrator working in the field to the Alexandria Commission for the Arts.

Council

Action: _____

15. Alexandria Commission on Aging

1 Citizen Member Who Is 60 Years of Age or Older

City Council waived the residency requirement and appointed Eileen Longstreet as the citizen member who is 60 years of age or older to the Alexandria Commission on Aging.

Council

Action: _____

16. Alexandria Community Criminal Justice Board

1 Representative of Local Education Nominated by the Superintendent of Schools

City Council waived the residency requirement and reappointed Lawrence Jointer as the representative of local education nominated by the Superintendent of Schools to the Alexandria Community Criminal Justice Board.

Council

Action: _____

17. Historic Alexandria Resources Commission

1 Representative From Christ Church

City Council waived the residency requirement and reappointed Eleanor Wilson as the representative from Christ Church to the Historic Alexandria Resources Commission.

Council

Action: _____

18. Alexandria Human Rights Commission
1 Citizen Member

City Council appointed John Ates as the citizen member to the Alexandria Human Rights Commission.

Council

Action: _____

**REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR
DISCUSSION**

Please note: The following item was heard after docket item #21.

19. Consideration of City Manager's Recisions to the City's FY 2009 Budget and Resolution Establishing FY 2010 Budget Guidance for the Alexandria City Government and the Alexandria City Public Schools.

City Council: (1) reviewed the six scenarios provided for FY 2010 budget guidance and discussed the attached resolutions regarding the FY 2010 budget guidance; and (2) set the adoption of those resolutions which will establish FY 2010 budget guidance for the Alexandria City Government and the Alexandria City Public Schools at Council's November 25 legislative meeting. City Council requested the preparation of a Guidance Resolution containing the following characteristics: (1) the City Manager shall evaluate which of the FY 2010 cuts could be implemented prior to the end of FY 2009 and shall be prepared, with the release of the City Manager's proposed budget, to implement an additional \$2 million of sustainable (able to be carried forward in FY 2010) cuts to the approved FY 2009 Operating Budget. These cuts shall be identified as part of the budget presentation in February; (2) the City Manager shall present the FY 2010 Operating Budget and FY 2010 - FY 2015 Capital Improvement Program that includes the following characteristics:

- a. A proposed real estate tax rate that will provide for the average homeowner to pay the same amount of real estate tax paid in 2008. Based on current staff projections, this will reflect approximately a 5 cent increase in the Real Estate Tax rate.
- b. A decrease in the City transfer to the Alexandria City Public Schools (ACPS) Operating Budget of 2% from the Current FY 2009 Approved Budget.
- c. The budgeting of no new CIP (City & ACPS) spending aside from those expenditures meeting the following exceptions:
 - i. Expenditures relating to the new Public Safety Center.
 - ii. Expenditures subject to contractual obligations or other situations where cancellation or deferral would cause significant financial loss for the City.
 - iii. Expenditures to maintain existing infrastructure and those that are deemed emergency in nature.

iv. Expenditures that may be funded using prior-year unallocated balances already within the CIP.

d. An alternative CIP budget option for the Council and community to consider that allows for an additional one cent in the Real Estate Tax fully allocated to capital improvement projects.

e. Aside from the use of prior-year surpluses, we request that the City Manager's proposed budget not include the use of unreserved, undesignated fund balance.

We fully expect that there will be substantial service reductions in the proposed budget. We furthermore recognize that this proposed budget will likely contain significant reductions in the City workforce. We must all approach this effort with full clarity, aggressive communication and above-all, compassion.

In addition to the guidance we have offered, we offer the following principles to help shape this unprecedented undertaking:

Public Safety: The City Manager should propose a budget that provides for the public safety of our residents.

Safety Net: The City Manager's proposed budget shall strive to maintain critical health and safety net services for the most vulnerable in the community.

Education: The City Manager should work closely with the Superintendent to minimize any program cuts that would harm classroom education and the progress we have made in recent years. The Manager is also asked to identify and execute on opportunities to combine additional programs or services with ACPS.

Property Values: The City Manager should work to avoid reductions in areas where cuts would directly harm property values or would diminish Alexandria's ability to recover from this economic downturn.

Economic Sustainability: The City Manager should work to avoid reductions to spending that generate additional commercial tax revenues to the City—including economic development and business retention efforts.

Credit Rating: The City Manager's proposed budget shall not make any material changes that may threaten the City's AAA/aaa bond rating.

City Workforce: City employees should be competitively compensated. The City Manager should closely monitor regional employee trends to ensure Alexandria is not at a competitive disadvantage in our efforts to attract and retain our workforce. In addition, the Council encourages the City Manager to identify creative forms of compensation to reward employees, including additional vacation accrual, reduced evening meetings, and opportunities to work from home.

During FY 2010, using the input from the completed Watson Wyatt study, the City

(a) Vice Mayor Pepper reported that the City held an open house for the City of Alexandria to get input and prioritized the actions of the plan. Vice Mayor Pepper also noted that there is a survey on-line about the action plan that will be available to citizens until December 1. Vice Mayor thanked all the participants for their hard work on the action plan.

(b) Vice Mayor Pepper reported that the Council of Governments (COG) passed its final draft of the Climate Change report for the region and she noted that the report is one of the first available for any region. Vice Mayor Pepper noted that this report will address the air quality for the region. Vice Mayor Pepper stated that the report proposed that governments, businesses and residents cut greenhouse gases by ten percent of the 2005 levels.

(c) Councilmember Lovain reported that the Trash Free Potomac Watershed Initiative Advisory Council discussed some initiatives happening in Maryland and the District of Columbia, including the recycling of rigid plastics in Prince Georges' County. Montgomery County includes the Potomac River Watershed Trash Treaty with their municipal stormwater permit, and the District having a Total Maximum Daily Load (TMDL) for the Anacostia River. Councilmember Lovain noted that the City should be cognizant of the environmental advances happening in the region that could be helpful to the City.

(d) Councilmember Lovain reported that the Transportation Planning Board approved forwarding to the WMATA Board a report on the Metro Access Program. Councilmember Lovain pointed out that Human Services Transportation Task Force oversaw the report, noting the significant improvements along with problems that still need to be resolved. Councilmember Lovain noted that the report outlines improvements for the future of the Metro Access Program.

(e) Councilman Gaines reported that he represented the City at the National League of Cities (NLC) Annual Conference in Orlando, Florida and he noted that the City received two awards: the Digital Cities Award and Legacy Award for 50 Years of Service and Membership. Councilman Gaines congratulated the E-Government staff for the work on the website and he noted that Alexandria was one of five cities to receive the Legacy Award. Councilman Gaines stated that his aide is compiling all the information he gathered at the conference to share with other members of Council.

(f) Councilman Gaines reported that as a member of the NLC Public Safety and Crime Prevention Committee, there was a discussion with respect to lobbying for Federal legislation in regard to giving jurisdictions greater input with the siting of ethanol transloading facilities in communities. Councilman Gaines noted that the NLC Spring Meeting in the District of Columbia gives members a chance to lobby

Federal representatives and this meeting helped lay the groundwork.

(g) Mayor Euille reported that the Alexandria Sanitation Authority received the National Biosolids Partnership Certification and became the first facility in the state of Virginia to receive certification.

(h) Mayor Euille congratulated President-Elect Barack Obama on winning the recent historical election and he noted the random act of kindness of an Alexandria citizen who gave sandwiches and sweets to the many people waiting outside of the Voter Registration office for early voting. Mayor Euille thanked the good samaritan for her kindness.

(i) Councilman Smedberg reported that he and Councilman Krupicka held a meeting with the Economic Sustainability Task Force yesterday and had a presentation from the Small Business Development Center focusing on retention of business and attraction of business to the City. Councilman Smedberg stated that the Task Force also discussed board structures, future initiatives, efficiencies and the economic development activity in the City. Councilman Smedberg noted that there was also an update of the Landmark Mall plan.

Councilman Krupicka stated that the Task Force spent a lot of time addressing the challenges that General Growth is facing regarding the Landmark Mall plan.

Council

Action: _____

ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

(a) Councilman Wilson requested that the "do not deliver" ordinance be re-docketed for the January 13th Legislative Meeting and for public hearing and second reading on January 24th Public Hearing Meeting. Councilman Wilson stated that he hoped a meeting can be scheduled with representatives of the industry to discuss the proposed ordinance and other options to obtain compliance.

Councilman Krupicka noted that Council continues to hear complaints from citizens about unwanted newspapers and any alternative to the previous ordinance would be helpful in resolving the situation.

(b) Councilman Krupicka requested that the Alexandria Redevelopment and Housing Authority (ARHA) appointment be postponed until the first legislative meeting in January. Councilman Krupicka requested that the Executive Secretary for Boards and Commissions schedule interviews with the applicants during an Executive Session following the Public Hearing meeting in December.

(c) Councilman Krupicka stated that staff will introduce an emergency ordinance to allow businesses to place one sign directing patrons during the holiday shopping season.

Councilman Gaines noted that he and Mayor Euille have met with business owners in the Old Town area facing similar problems and this would be a good short-term solution for the holiday season. Councilman Gaines stated that he hoped staff is working on a long-term solution to the wayfinding problem in the City.

Council

Action: _____

ORAL REPORT FROM THE CITY MANAGER

None.

Council

Action: _____

ORDINANCES AND RESOLUTIONS

22. Introduction and First Reading. Consideration. Passage on First Reading and Second Reading of an Ordinance to Adopt Supplement Number 87 of the City Code. **[ROLL-CALL VOTE]**

City Council approved an ordinance to adopt Supplement Number 87 of the City Code. **(ORD. NO. 4564)**

Council

Action: _____

23. Introduction and First Reading. Consideration. Passage on First Reading and Second Reading of an Ordinance to Adopt Supplement Number 47 of the Zoning Ordinance. **[ROLL-CALL VOTE]**

City Council approved an ordinance to adopt Supplement Number 47 of the Zoning Ordinance. **(ORD. NO. 4565)**

Council

Action: _____

OTHER

24. Consideration of City Council Schedule.

City Council received the revised calendar which includes: the joint work session on the FY 2010 Operating Budget and Capital Improvement Budget (revised topic) with the School Board on Monday, November 24 at 7:00 p.m. in the Fire Training Room at Lee Center, 1108 Jefferson Street (revised location); the annual Martin Luther King, Jr. Employees Program on Thursday, January 15 at noon at the Lee Center, 1108 Jefferson Street; and the Living Legends of Alexandria "Meet the Legends" Reception on Sunday, February 9, 2009 from 3:00 to 5:30 p.m. at the Carlyle Club, 411 John Carlyle Street.

Council

Action: _____

25. Consideration of a License Agreement To Permit FiberLight of Virginia, LLC., To Install Conduits and Fiber Optic Cable in the Public Right-of-way.

City Council approved the five-year license agreement with FiberLight of Virginia, LLC., and authorized the City Manager to execute the license agreement and to take any actions that are necessary to implement the agreement.

Council

Action: _____

EXECUTIVE SESSION

26. Consideration of Convening An Executive Session Closed to the Public To Discuss Pending Litigation.

At 10:20 p.m., City Council convened in Executive Session, pursuant to Virginia Code Section 2.2-3711(A)(7) for the purpose of discussing the status of pending litigation involving the City and potential litigation concerning 900 Prince Street.

At 10:40 p.m., City Council reconvened the meeting.

City Council adopted the resolution pertaining to the Executive Session (**RES. NO. 2302**)

Council

Action: _____

The meeting was adjourned at 10: 42 p.m.

Note: The action docket is a summary of Council's meeting deliberations prepared largely for staff follow-up. Formal minutes of the meeting, when approved by Council, become the official record of the meeting and of Council deliberations made at the meeting.

Public Notices:

The Annual Tree Lighting Ceremony will be held on Friday, November 28, 2008, at 7:00 p.m. at Market Square.

The Mayor's Annual Unity Breakfast will be held on November 26, 2008 at 7:30 a.m. at the Mark Center Hilton.

The Scottish Christmas Walk Parade will be held on Saturday, December 6, 2008, at 11:00 a.m.

This docket is subject to change.

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Full-text copies of ordinances, resolutions, and agenda items are available in the Office of the City Clerk and Clerk of the Council. Meeting materials are also available on-line at alexandriava.gov/council

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Individuals with disabilities who require assistance or special arrangements to participate in the City Council meeting may call the City Clerk and Clerk of Council's Office at 838-4500 (TTY/TDD 838-5056). We request that you provide a 48-hour notice so that the proper arrangements may be made.

City Council meetings are closed-captioned for the hearing impaired.

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