

**City of Alexandria  
Meeting Minutes  
City Council Legislative Meeting  
Tuesday, May 10, 2016  
6:00 PM  
Council Chambers**

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

Absent: None.

Also Present: Mr. Jinks, City Manager; Mr. Banks, City Attorney; Ms. Anderson, Deputy City Attorney; Police Lt. Andreas; Ms. Collins, Deputy City Manager; Mr. Triggs, Deputy City Manager; Mr. Lambert, Director, Transportation and Environmental Services; Ms. Jaatinen, Acting Division Chief, Transportation and Environmental Services; Mr. Skrabak, Deputy Director, Transportation and Environmental Services; Mr. Sharma, Transportation and Environmental Services; Ms. Bevis-Carter, Transportation and Environmental Services; Ms. McIlvaine, Director, Office of Housing; Ms. Metcalf, Office of Housing; Ms. Seau, Office of Housing; Ms. Lo, Recreation, Parks and Cultural Activities; Mr. Malamo, Director, Office of Historic Alexandria; Dr. Haering, Director, Health Department; Ms. Stradling, Environmental Health Manager, Health Department; Mr. Bernstein, Director, Office of Project Implementation; Mr. Routt, Director, Office of Management and Budget; Mr. Dambach, Division Chief, Planning and Zoning; Ms. Bryan, Information Technology Services; and Mr. Lloyd.

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

1. Calling the Roll.

Mayor Silberberg called the meeting to order and the City Clerk called the roll. All members of City Council were present.

2. Closed Meeting.

6:00 P.M. - Consideration of a Closed Meeting for the Discussion or Consideration of the Acquisition of Real Property For a Public Purpose and Discussion or Consideration of the Investment of Public Funds Where Competition or Bargaining is Involved and Discussion of a Business Expansion Where No Previous Announcement

Has Been Made.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilman Smedberg and carried 5-0, City Council convened in closed executive session at 6:10 p.m., to discuss the use or investment of public resources where bargaining is involved where, if made public, the financial interests of the City would be adversely affected; to discuss or consider the acquisition of real property for a public purpose; and to discuss or consider the investment of public funds where bargaining is involved, where, if made public, the financial interests of the City would be adversely affected; specifically, negotiation of a lease for city owned recreational space; the acquisition of real estate from the federal government in support of a public transportation project and in furtherance of an agreement with the federal government; and the possible investment of public funds through incentive packages to retain and expand an existing business in the City, pursuant to Sections 2.2-3711(a)(3), (5) and (6) of the *Code of Virginia*. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilmember Lovain and Councilman Smedberg; Opposed, none. (Councilman Chapman and Councilwoman Pepper were absent for the vote but joined Council in closed meeting.)

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilman Smedberg and carried unanimously, City Council reconvened the meeting at 7:08 p.m. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilman Smedberg and carried unanimously by roll-call vote, City Council adopted the resolution regarding the closed executive session. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

The resolution reads as follows:

#### RESOLUTION NO. 2725

WHEREAS, the Alexandria City Council has this 10th day of May 2016, 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.

\* \* \* \* \*

Mayor Silberberg noted that just before the meeting, some members of Council attended the Commission on Aging's annual awards ceremony, and they congratulated all those who won and to the Commission on Aging for their hard work.

Mayor Silberberg noted the Shakeel Baldon was a victim and died of his injuries and their thoughts and prayers go to his family and friends.

\* \* \* \* \*

3. Moment of Silence and Pledge of Allegiance.

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

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

The Public Hearing Meeting Minutes of April 16, 2016; and  
The Regular Meeting Minutes of April 26, 2016

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council approved the public hearing meeting minutes of April 16, 2016, and the regular meeting minutes of April 26, 2016.

Mayor Silberberg asked that her changes which she submitted to the Clerk be included in the minutes of April 26, to add the words "assuming more and continuous input from the non-profit sector and other stakeholders" on page 3, third paragraph.

After discussion, the minutes stood as submitted with no correction.

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

## **RECOGNITION OF YOUTH BY MEMBERS OF CITY COUNCIL**

5. Recognition of Eagle Scout Colin Dickens.

City Council recognized Eagle Scout Colin Dickens and his family.

## **PROCLAMATIONS**

6. Recognition of the Graduates of the City Academy.

City Council recognized the graduates of the City Academy.

7. Presentation of a Proclamation Declaring May 14, 2016 as Letter Carriers' Food Drive Day.

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

8. Presentation of a Proclamation Declaring May as Alexandria Small Business Month.

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

## **ORAL REPORTS FROM CITY COUNCIL ON BOARDS, COMMISSIONS AND COMMITTEES**

### **\* Transportation Planning Board (Councilmember Lovain)**

Councilmember Lovain said bike to work day is Friday, May 20 and they hope for good weather. Councilmember Lovain said that as head of TPB, one of his priorities has been to improve incident response, and he was pleased to kick off the first ever regional traffic incident management conference at the University of Maryland on April 27. He said the region has caught up nicely, especially on sharing information. He said still to be done is the Federal National Park Service does not participate in the incident response like the rest of the region – Virginia, Maryland, D.C. He said they have just, in the last few weeks, agreed to allow safety patrols and cameras on the Baltimore Washington Parkway, so they can have a safety patrol get to an incident quickly. He said that if it's able to be done on the BW Parkway, it should be able to be done on the other Parkways and his mission is to get that kind of response.

### **\* Northern Virginia Regional Commission (Councilwoman Pepper)**

Councilwoman Pepper said she and Councilman Bailey represent the Council on the NVRC and they have had a series of excellent speakers. On April 28, the Honorable

Mark Haering, Attorney General of Virginia, gave a report on prescription drugs and heroin abuse, and he told them that people get started on prescription drugs and don't realize that what is happening is they may become addicted to them. The big push is to be sure that when doctors give medicine out, that they make sure the patient is aware of what can happen. In Virginia, there have been 728 deaths in 2014 and a 40 percent increase in 2015, and it is a serious and growing problem. Councilwoman Pepper said there has been a management analysis going forward and it continues.

**\* Patrick Henry School Community Advisory Group (Councilwoman Pepper)**

Councilwoman Pepper said the Advisory Group has been meeting for the last couple of months and they have been talking about plans for the Patrick Henry School. She said it is as tricky site because they want to build around the present school, so that it can stay in operation while everything else is being built. She said that on April 27, they took a vote as to what plan they wanted to see go forward, and the group voted 7 or 10 votes for C1, which is being recommended by the project team. The plan has gone to the School Board, and she passed around the C1 plan for Council to review. The buses and general traffic will be separated, and there will be two access points with the C1 plan. There is no access off of Latham, and it does allow them to not need a swing site, so the kids won't have to go to a different school while the new school is being built. There are still issues of safety for bicycle and pedestrian access, they want to be sure of the outdoor green space to get as much as they can, and will look at traffic and parking flows, interior space layout and access. The question of the shared use "cafeterium" came up, and there is a great support for an auditorium, and they will consider it. The additional cost would be between two and three million dollars and would delay opening by three months. The School Board is hoping by June 19 to come out with a statement on which concept plan they would want.

**\* METRO (Councilman Smedberg)**

Councilman Smedberg said there were two approved name changes to the Metro system – the Smithsonian Station will have a secondary name of National Mall, and the Foggy Bottom/GW station will have a secondary name of Kennedy Center. He said that even though they are beyond the character limits of what Metro usually does, but they felt it was important enough to know the other names. Councilman Smedberg said Metro did approve an updated FY 2017 Capital budget and an FY2017-2022 CIP budget, which totaled \$950 million. The original contract for the 7000 series rail cars required a delivery of 364 cars by February 2017, and assuming the current delivery rate, the milestone will not be reached until January 2018. The 1000 series rail cars will be taken out of service as the 7000 series cars are delivered and will be disposed by December 2017.

Councilman Smedberg reported on the announcement of the draft safe track plan proposal by Metro, and Metro is taking comments on the plan and will make some refinements if warranted. He explained, using PowerPoint slides, that the safe track plan will take place from June 2016 through May 2017, and will fit three years of work into

one year. There are no additional early openings or closings. Service will end at midnight starting system-wide on June 3. Councilman Smedberg said work won't be performed on Independence Day, Presidential Inaugural, and the Cherry Blossom Festival. The first major repairs will take place between Springfield/Franconia and the Van Dorn Stations June 4-19. WMATA will be delegating 40 buses as shuttles between major destinations. He said this is all about rebuilding the track beds, and the installation of the NTSB recommended boots and seals on all third rail cables by the end of summer. All underground boots will be retrofitted by the end of the month. They will replace 11,000 insulators, and they will remove third rail expansion joints and underground system, and will eliminate all temporary gage bars and will replace 48,000 wooden ties, and will replace 11,000 ties per year moving forward just to maintain a good state of repair. They will replace 36,000 direct fasteners and will replace 18,000 fasteners a year to maintain a steady state of good repair. Councilman Smedberg said they are clearing 87,000 linear feet of drains, and will have extensive tunnel leak mitigation going forward. This will get them to a good state of repair, so the system can be maintained as it should be. He said the General Manager sent out letters to every employee in Metro who is not part of a union, and they are now at-will employees and those people will report directly to the GM.

Mr. Lambert, Director, Transportation and Environmental Services, went over additional information on the impacts of the plan, going over the impacts Alexandria will see over the next few months. He said there are five safety surges that will impact the blue and yellow track riders. Starting June 4 and continuing to June 19, they will be single tracking the lines. During this time, it will be difficult to take trains from Franconia and coming into Alexandria or proceed into Arlington and D.C. He said the City is looking at its communications plan and looking at alternate options for parkers and for riders to get to Huntington. Mr. Lambert said the second surge are continuous shut-downs. The first will occur between Braddock Road and National Airport, which will impact 50,000 weekday trips. The third shut-down will occur July 12-19 and will be between National Airport and Pentagon City, and they anticipate significant disruptions during this time.

Mr. Jinks, City Manager, said they are preparing for this but do not know what the real impacts will be. He said they will look at the assets, be creative, set things up and be ready. He said they will be first, along with Fairfax County and the region will look to see how things perform.

In response to a question from Council, Mr. Jinks said they do not yet know what the economic costs will be, both revenue and expenditure sides, however, they will be probably higher than what they had budgeted. They may have to reallocate money in the CIP, where they are with State transit aide, and he didn't know to what degree Metro would capitalize some of their operating costs related to capital. Mr. Jinks said they will be paying close attention.

**\* Northern Virginia Transportation Commission (Councilman Smedberg)**

Councilman Smedberg said he and Councilmember Lovain serve on the NVTC, and Senator Adam Ebbin was sworn in as the new Senate representative/appointee. He replaced Senator Black, who stepped off the Commission. They have not yet heard who the House of Delegate appointees will be. Councilman Smedberg said they had the first of two public hearings on I-66. He said D.C. Councilmember Jack Evans, and the chair of Metro, gave an assessment on the state of affairs from a fiscal and operational perspective. He said it is the right way to do it, as it gets the message out there that it has to be fixed. Councilman Smedberg said the Federal Government has to step up and help. The PRIA agreement is coming to an end, which is \$150 million, which has to be renewed.

Councilmember Lovain said the \$150 million is to contribute to the capital costs. The argument D.C. Councilmember Jack Evans raised was with Metro carrying half of the Federal workforce on a daily basis, the Federal Government should be contributing to the operating costs.

## **REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER**

### **CONSENT CALENDAR (9-25)**

#### **(Resignations and Uncontested Appointments)**

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

(a) Commission on Aging  
Anestacia G. Evans

(b) Traffic and Parking Board  
Melissa McMahon

(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. 9(a-b); 5/10/16, and is incorporated as part of this record by reference.)

10. Uncontested Appointments to Boards, Commissions and Committees:

(a) Alexandria Marketing Committee  
1 Member with Experience or Expertise in the Following Areas:  
Marketing/Communications, Advertising Agency/Public Relations, Media Buyer, Graphic Design/Production, and/or Media Relations/Media Outlet

(b) Beautification Commission  
1 Citizen Member

(c) Children, Youth and Families Collaborative Commission

1 Member Who Shall Be a High School Student

(d) Citizen Corps Council

1 Citizen Member

(e) Commission on HIV/AIDS

1 Citizen Member

(f) Commission on Persons with Disabilities

1 Citizen Member

(g) Community Criminal Justice Board

1 Administrator of the Community Services Board

(h) Community Services Board

1 Consumer (Current or Former Direct Recipient of Public or Private Mental Health, Intellectual Disability, or Substance Abuse Treatment Rehabilitation Services) or Family Members (Immediate Family Member or the Principal Caregiver Who is Not Paid) of Consumer

(i) George Washington Birthday Celebration Committee

1 Member Nominated By Any Other Veterans Organization Other Than the American Legion or the Veterans of Foreign Wars

(j) Historic Alexandria Resources Commission

1 Alexandria Archaeological Commission Representative

(k) Human Rights Commission

1 Citizen Member

(l) Potomac Yard Design Advisory Committee

1 Member Representing the Potomac East Area

(m) Public Records Advisory Commission

1 Citizen Member

(n) Waterfront Commission

1 Park Planning District II Representative

1 Historic Alexandria Foundation Representative

(A copy of the above appointments is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10(a-n); 5/10/16, and is incorporated as part of this record by reference.)

**(Reports and Recommendations of the City Manager)**



11. Consideration of Receipt of FY 2016 Third Quarter Capital Projects Status Report Related to City Council Approved Capital Projects.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 5/10/16, and is incorporated as part of this record by reference.)

12. Consideration of a Grant Application to the Northern Virginia Transportation Commission (NVTC) for the Transform 66 Multimodal Project for Multimodal Real Time Transportation Information Screens.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 5/10/16, and is incorporated as part of this record by reference.)

13. Consideration of the Submission of a Non-Competitive Grant Application to the Virginia Department of Environmental Quality Litter Prevention and Recycling Program for Funding of the Adopt-A-Park Litter Control Program.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 5/10/16, and is incorporated as part of this record by reference.)

14. Consideration of a Grant Application to the Digital Media and Learning Competition to Develop an Embedded Learning Initiative Program for Young People.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 5/10/16, and is incorporated as part of this record by reference.)

15. Consideration of the Monthly Financial Report for the Period Ending March 31, 2016.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 5/10/16, and is incorporated as part of this record by reference.)

### **(Ordinances and Resolutions)**

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend Title 11, Chapter 11 of the City Code to Keep Current With the Latest Aquatic Health Science Technologies.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 5/10/16, and is incorporated as part of this record by reference.)

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. 2 of Item No. 16; 5/10/16, 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. 3 of Item No. 16; 5/10/16, and is incorporated as part of this record by reference.)

17. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, By Adopting and Incorporating Therein the Amendment Approved By City Council on March 12, 2016 to the Old Town North Small Area Plan Chapter of Such Master Plan as Master Plan Amendment No. 2015-0009 and No Other Amendments, and To Repeal All Provisions of the Said Master Plan as May be Inconsistent With Such Amendment. (ABC/Giant Development Project)

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 17; 5/10/16, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 17; 5/10/16, and is incorporated as part of this record by reference.)

18. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Section 5-602 (Coordinated Development Districts Created, Consistency With Master Plan, Required Approvals) of Article V (Mixed Use Zones) of the City of Alexandria Zoning Ordinance, in Accordance With the Text Amendment Approved By City Council on March 12, 2016 as Text Amendment No. 2016-0001 to add CDD #25/ABC Giant Old Town North to the CDD Table.

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 5/10/16, and is incorporated as part of this record by reference.

A copy of the ordinance referred to in the above item, of which each Member of Council received a copy not less than 24 hours before said introduction, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 2 of Item No. 18; 5/10/16, and is incorporated as part of this record by reference.)

19. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Sheet No. 054.02 of the "Official Zoning Map, Alexandria, Virginia," Adopted by Section 1-300 (Official Zoning Map and District

Boundaries), of the City of Alexandria Zoning Ordinance, By Rezoning the Property at 530 First Street (Parcel Address 500 First Street) and 901 North St. Asaph Street From CG/Commercial General to CDD #25/Coordinated Development District #25 in Accordance With the Said Zoning Map Amendment Approved By City Council on March 12, 2016 as Rezoning No. 2015-0005. (ABC/GIANT Development Project)

(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. 19; 5/10/16, 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. 19; 5/10/16, and is incorporated as part of this record by reference.)

20. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, By Adopting and Incorporating Therein the Amendment Approved By City Council on March 12, 2016 to the Braddock East Small Area Plan Chapter of Such Master Plan as Master Plan Amendment No. 2015-0003 to Amend the Land Use and Development Framework Tables Pertaining to the Ramsey Homes Property and No Other Amendments, and To Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment. (ARHA Ramsey Homes)

(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. 20; 5/10/16, 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. 20; 5/10/16, and is incorporated as part of this record by reference.)

21. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Sheet No. 054.04 of the "Official Zoning Map, Alexandria, Virginia," Adopted By Section 1-300 (Official Zoning Map and District Boundaries), of the City of Alexandria Zoning Ordinance, by rezoning the property at 699 North Patrick Street From, RB/Townhouse Zone to CRMU-M/Commercial Residential Mixed Use (Medium) Zone in Accordance With the Said Zoning Map Amendment Approved By City Council on March 12, 2016 as Rezoning No. 2015-0003. (ARHA Ramsey Homes)

(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. 21; 5/10/16, 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. 21; 5/10/16, and is incorporated as part of this record by reference.)

22. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Tenant of the Property Located at 535 East Braddock Road (Parcel address 501 East Braddock Road) to Construct and Maintain an Encroachment For a Raised Deck and Outdoor Dining For the Dos Amigos Tex Mex Restaurant on the Sidewalk Right of Way at That Location. (Approved by City Council on March 12, 2016)

(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. 22; 5/10/16, 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. 22; 5/10/16, and is incorporated as part of this record by reference.)

23. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance Authorizing the Owner of the Property Located at 700 South Pitt Street to Construct and Maintain an Encroachment For a Fence at That Location For the Period of One (1) Year. (Approved by City Council on April 16, 2016)

(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. 23; 5/10/16, 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. 23; 5/10/16, and is incorporated as part of this record by reference.)

24. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain the Master Plan of the City of Alexandria, Virginia, By Adopting and Incorporating Therein the Amendment Approved By City Council on April 16, 2016 to the Pedestrian and Bicycle Section of the Transportation Master Plan Chapter of Such Master Plan as Master Plan Amendment No. 2015-0005 and No Other Amendments, and To Repeal All Provisions of the Said Master Plan as May Be Inconsistent With Such Amendment.

(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. 24; 5/10/16, 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. 24; 5/10/16, and is incorporated as part of this record by reference.)

25. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Article G (Posting of Signs in the Right of Way) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) of the Code of the City of Alexandria, Virginia, 1981, as Amended.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 25; 5/10/16, and is incorporated as part of this record by reference.

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. 2 of Item No. 25; 5/10/16, 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. 3 of Item No. 25; 5/10/16, and is incorporated as part of this record by reference.)

## **END OF CONSENT CALENDAR**

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilmember Lovain and carried unanimously, City Council adopted the consent calendar, with the removal of items 11, 14, 16 and 25, which were considered under separate motions, as follows:

9. City Council accepted the following resignations with regret: (a) Anestacia G. Evans, Commission on Aging; and (b), Melissa McMahon, Traffic and Parking Board.

10. City Council made the following appointments to boards, commissions and committees: (a) appointed Sheryl O'Keefe as the one member with experience or expertise in the following areas: marketing/communications, advertising agency/public relations, media buyer, graphic design/production, and/or media relations/media outlet to the Alexandria Marketing Committee; (b) appointed Danielle Griffith as the one citizen member to the Beautification Commission; (c) appointed Edward O'Keefe as the one member who shall be a high school student to the Children, Youth and Families Collaborative Commission; (d) reappointed Michelle McQueeney as the one citizen member to the Citizen Corps Council; (e) appointed Manya Magnus as the one citizen member to the Commission on HIV/AIDS; (f) appointed Mark Friese as the one citizen member to the Commission on Persons with Disabilities; (g) waived the residency requirement and reappointed Suzanne Chis as the one administrator of the Community Services Board to the Community Criminal Justice Board; (h) appointed Christopher

Dunay as the one consumer (current or former direct recipient of public or private mental health, intellectual disability, or substance abuse treatment rehabilitation services) or family members (immediate family member or the principal caregiver who is not paid) of consumer to the Community Services Board; (i) appointed Edgar Bates as the one member nominated by any other Veterans Organization other than the American Legion or the Veterans of Foreign Wars to the George Washington Birthday Celebration Committee; (j) reappointed Elizabeth McCall as the one Alexandria Archaeological Commission representative to the Historic Alexandria Resources Commission; (k) reappointed Charles Carron as the one citizen member to the Human Rights Commission; (l) appointed Francisco Duran as the one member representing the Potomac East Area to the Potomac Yard Design Advisory Committee; (m) appointed Barbie Keiser as the one citizen member to the Public Records Advisory Commission; and (n) reappointed Dennis Auld as the one Park Planning District II representative and reappointed Charles Ablard as the one Historic Alexandria Foundation representative to the Waterfront Commission.

12. City Council: 1. ratified the prior submission of a \$200,000 grant application for a Transform 66 Multimodal Project grant for Multimodal Real Time Transportation Information screens; and 2. authorized the City Manager to execute all necessary documents that may be required under this program.

13. City Council: 1. approved a non-competitive grant application, due June 30, 2016, to the Virginia Department of Environmental Quality, Litter Prevention and Recycling Program, for funding in the approximate amount of \$24,480 for the Adopt-a-Park Litter Control Program (the exact amount to be determined by the Virginia Department of Environmental Quality by September 30, 2016); 2. authorized the City Manager to execute all necessary documents that may be required; and 3. thanked all the organizations participating in this program for their support and efforts to improve the appearance of the City parks and, thereby, experience of the citizens visiting these parks.

15. City Council received the monthly financial report.

17. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

18. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

19. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

20. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

21. City Council passed the ordinance on first reading and set it for public

hearing and final passage on May 14, 2016.

22. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

23. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

24. City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016.

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

11. Consideration of Receipt of FY 2016 Third Quarter Capital Projects Status Report Related to City Council Approved Capital Projects.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 5/10/16, and is incorporated as part of this record by reference.)

In response to questions from City Council, Mr. Lambert, Director, Transportation and Environmental Services, noted that the list of streets on the repaving list were approved in the CIP and are updated on the City's website, where there is a three week look ahead.

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Councilmember Lovain and carried unanimously, City Council received as information the FY 2016 third quarter capital projects status report. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

13. Consideration of the Submission of a Non-Competitive Grant Application to the Virginia Department of Environmental Quality Litter Prevention and Recycling Program for Funding of the Adopt-A-Park Litter Control Program.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 5/10/16, and is incorporated as part of this record by reference.)

Ms. Lo, Recreation, Parks and Cultural Activities, responded to questions from City Council about the adopt-a-park litter program, noting that they added Ewald Park and Tarleton Park in the West End, and Beach Park in the East End.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. approved a non-competitive grant application, due June 30, 2016, to the Virginia Department of Environmental Quality, Litter Prevention and Recycling Program, for funding in the approximate amount of \$24,480 for the Adopt-a-Park Litter Control Program (the exact amount to be determined by the Virginia Department of Environmental Quality by September 30, 2016); 2. authorized the City Manager to execute all necessary documents that may be required; and 3. thanked all the organizations participating in this program for their support and efforts to improve the appearance of the City parks and, thereby, experience of the citizens visiting these parks. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

14. Consideration of a Grant Application to the Digital Media and Learning Competition to Develop an Embedded Learning Initiative Program for Young People.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 5/10/16, and is incorporated as part of this record by reference.)

In response to a question from City Council, Mr. Malamo, Director, Office of Historic Alexandria, explained the grant program and competition.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council authorized the City Manager to: 1. submit a grant application (due by May 13) to the Digital Media and Learning Competition support through the John D. and Catherine T. MacArthur foundation, requesting \$125,000 in funding; and 2. executed all necessary documents that may be required. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

16. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend Title 11, Chapter 11 of the City Code to Keep Current With the Latest Aquatic Health Science Technologies.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 5/10/16, and is incorporated as part of this record by reference.

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. 2 of Item No. 16; 5/10/16, 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. 3 of Item No. 16; 5/10/16, and is incorporated as part of this record by reference.)

Mayor Silberberg asked that all private pool owners make their pools safer for all.

Dr. Haering, Director, Health Department, along with Ms. Stradling, Environmental Health Manager, Health Department, appeared before City Council. Dr. Haering noted proposed changes to the ordinance.

**WHEREUPON**, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

25. Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to Amend and Reordain Article G (Posting of Signs in the Right of Way) of Chapter 2 (Streets and Sidewalks) of Title 5 (Transportation and Environmental Services) of the Code of the City of Alexandria, Virginia, 1981, as Amended.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 25; 5/10/16, and is incorporated as part of this record by reference.

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. 2 of Item No. 25; 5/10/16, 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. 3 of Item No. 25; 5/10/16, and is incorporated as part of this record by reference.)

Mr. Dambach, Division Chief, Planning and Zoning, made a presentation of the staff report and he, along with Mr. Lambert, Director, Transportation and Environmental Services, and Mr. Banks, City Attorney, responded to questions from City Council.

**A MOTION WAS MADE** by Councilwoman Pepper to have a period during the weekend where signs can be put forward, and to allow sandwich signs. The motion failed for lack of a second.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilmember Lovain and carried unanimously, City Council passed the ordinance on first reading and set it for public hearing and final passage on May 14, 2016. The voting

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

### **ROLL-CALL CONSENT CALENDAR (26-29)**

26. Consideration of Resolution from the Landlord-Tenant Relations Board Regarding the Voluntary Rent Guidelines. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 26; 5/10/16, and is incorporated as part of this record by reference.)

27. Consideration of Adoption of a Resolution For an Extension of the Programmatic Project Administration Agreement for the Virginia Department of Transportation for the Revenue Sharing Program. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 27; 5/10/16, and is incorporated as part of this record by reference.)

28. Introduction and First Reading. Consideration. Passage on First and Second Reading of an Ordinance to Adopt Supplement Number 117 of the Code of the City of Alexandria, Virginia. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 28; 5/10/16, and is incorporated as part of this record by reference.)

29. Introduction and First Reading. Consideration. Passage on First and Second Reading of an Ordinance to Adopt Supplement Number 70 of the Zoning Ordinance. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 29; 5/10/16, and is incorporated as part of this record by reference.)

### **END OF ROLL-CALL CONSENT CALENDAR**

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwomen Pepper and carried unanimously by roll-call vote, City Council adopted the roll-call consent calendar, as follows:

26. City Council adopted the resolution establishing the City's 2016 Voluntary Rent Guidelines at a percentage of not more than 5 percent where the tenant pays utilities and not more than 7 percent where the owner pays utilities, as recommended by

the Landlord-Tenant Relations Board. This would maintain the percentages recommended by the current guidelines.

27. City Council: 1. adopted the resolution to approve the extension of the PPAA for VDOT for Revenue Sharing Program funds to continue Citywide street and alley reconstruction and resurfacing of major roads; and 2. authorized the City Manager to submit this resolution and enter into any agreements with the Commonwealth of Virginia that may be required to receive these funds should the requested allocation be approved.

28. City Council passed the ordinance on first and second reading to adopt supplement number 117 of the City Code.

29. City Council passed the ordinance on first and second reading to adopt supplement number 70 of the Zoning Ordinance.

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

The ordinances and resolutions read as follows:

#### RESOLUTION NO. 2726

#### 2016 VOLUNTARY RENT GUIDELINES RESOLUTION CITY OF ALEXANDRIA, VIRGINIA

WHEREAS, more than half of the dwelling units in the City of Alexandria are renter-occupied; and

WHEREAS, the Alexandria City Council has continually expressed its concern for the well-being of the City's tenants and landlords through proposed charter changes, legislation, and establishment of the Landlord-Tenant Relations Board; and

WHEREAS, the Alexandria Landlord-Tenant Relations Board has previously expressed its concern to the City Council regarding excessive rent increases;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Alexandria, Virginia calls upon the Alexandria Landlord-Tenant Relations Board to monitor and investigate complaints of rent increases in excess of the following guidelines and to conduct a review of the guidelines every six months and forward recommendations to Council at a minimum of every 12 months:

- If the tenants pay all utilities, not more than five percent cumulatively per year;
- If all utilities are included in the rental amount, not more than seven percent cumulatively per year;

PROVIDED, however, that Board investigators will recognize and take into account any unusual costs, capital improvements and major repairs to the property (which should be substantiated by the owner), and extraordinary increases (more than 50%) in assessments;

PROVIDED, further, that the landlord may apportion increased real estate taxes in an equitable manner;

PROVIDED, further, that when a landlord converts utilities to a sub-metered or individually metered system, the amounts of monthly rents, plus annualized utility costs, shall remain within these guidelines.

BE IT FURTHER RESOLVED that the Landlord-Tenant Relations Board will report to City Council on the adequacy of the above guidelines in 2017.

#### RESOLUTION NO. 2727

#### RESOLUTION TO EXTEND THE PROGRAMMATIC PROJECT ADMINISTRATION AGREEMENT FOR THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR THE REVENUE SHARING PROGRAM

WHEREAS, the City Council of the City of Alexandria desires to participate in the Virginia Department of Transportation (VDOT) Revenue Sharing Program; and

WHEREAS, the Revenue Sharing Program provides an important source of matching funds for use by eligible counties, cities, or towns to construct, reconstruct, improve or maintain roads; and

AND WHEREAS, extension of the Programmatic Project Administration Agreement for the VDOT is required to participate in the Revenue Sharing Program;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Alexandria, Virginia that:

The Council of the City of Alexandria, Virginia:

1. Hereby commits to fund its local share of preliminary engineering, right-of-way and construction (as applicable) of the project(s) under agreement with the Virginia Department of Transportation in accordance with the project financial document(s).
2. Authorizes the City Manager to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

#### ORDINANCE NO. 5002

AN ORDINANCE adopting supplemental pages for The Code of the City of Alexandria, Virginia, 1981, as amended, and providing for the repeal of ordinances not included therein, except those saved from repeal by this ordinance, and for other purposes.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the sections and portions thereof set forth in the supplemental and replacement pages for The Code of the City of Alexandria, Virginia, 1981, each of which pages is identified in the lower left-hand corner by the notation "Supp. No. 117," are hereby adopted as and shall constitute "The One Hundred and Seventeenth Supplement to The Code of the City of Alexandria, Virginia, 1981."

Section 2. That the sections and portions thereof set forth in "The One Hundred and Seventeenth Supplement to The Code of the City of Alexandria, Virginia, 1981" shall be in force and effect on and after the effective date of this ordinance, and all ordinances of a general and permanent nature which were adopted between December 12, 2015 through March 12, 2016, inclusive, and which are not included in such supplement or in The Code of the City of Alexandria, Virginia, 1981, as amended, are hereby repealed, except as otherwise provided in section 3 of this ordinance.

Section 3. That the repeal provided for in section 2 of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract established or accruing prior to the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to said date; nor shall it affect any ordinance adopted after March 2016, which amends the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended; nor shall it affect any ordinance saved from repeal by Ordinance No. 1250; nor shall it affect any ordinance listed in appendices A through J, both inclusive, of The Code of the City of Alexandria, Virginia, 1981, or any pages supplemental to such appendices; nor shall it affect any provision of any ordinance adopted between December 12, 2015 through March 12, 2016, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The One Hundred and Seventeenth Supplement to The Code of the City of Alexandria, Virginia, 1981," or any other supplement to the code; nor shall it affect any ordinance adopted after the effective date of this ordinance.

Section 4. That one complete set of pages comprising "The One Hundred and Seventeenth Supplement to The Code of the City of Alexandria, Virginia, 1981," shall be stapled or otherwise permanently fastened together, shall be manually signed on the front sheet by the mayor and the city clerk, and shall be filed in the office of the city clerk and made available to any person desiring to inspect the same. In addition, one complete set of the supplemental and replacement pages of such supplement shall be properly inserted into the copy of The Code of the City of Alexandria, Virginia, 1981, which bears the manual signatures of the mayor and the city clerk, and such code, as amended and supplemented, shall be kept on file in the office of the city clerk and be made available to any person desiring to inspect the same.

Section 5. This ordinance shall become effective upon the date and at the time of its final passage.

#### ORDINANCE NO. 5003

AN ORDINANCE adopting supplemental pages for the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended, and providing for the repeal of ordinances not included therein, except those saved from repeal by this ordinance, and for other purposes.

#### THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the sections of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, as amended ("Zoning Ordinance"), and the portions thereof, set forth in the supplemental and replacement pages for the Zoning Ordinance, each of which pages is identified in the lower left-hand corner by the notation "Supp. No. 70," are hereby adopted as and shall constitute "The Seventieth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992."

Section 2. That the sections of the Zoning Ordinance, and the portions thereof, set forth in "The Seventieth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," shall be in force and effect on and after the effective date of this ordinance, and all ordinances amending the text of the Zoning Ordinance which were adopted between December 12, 2015 and February 20, 2016, and which are not included in such supplement or in the Zoning Ordinance are hereby repealed, except as otherwise provided in section 3 of this ordinance.

Section 3. That the repeal provided for in section 2 of this ordinance shall not affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract established or accruing prior to the effective date of this ordinance; nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to said date; nor shall it affect any provision of any ordinance amending the Zoning Ordinance which was adopted between December 12, 2015 and February 20, 2016, inclusive, and which is inadvertently omitted from or erroneously incorporated into "The Seventieth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992"; nor shall it affect any ordinance adopted after February 20, 2016.

Section 4. That one complete set of pages comprising "The Seventieth Supplement to the Zoning Ordinance of the City of Alexandria, Virginia, 1992," shall be stapled or otherwise permanently fastened together, shall be manually signed on the front sheet by the mayor and the city clerk, and shall be filed in the office of the city clerk and made available to any person desiring to inspect the same. In addition, one complete set of the pages comprising such supplement shall be properly inserted into the copy of the Zoning Ordinance of the City of Alexandria, Virginia, 1992, which bears the manual signatures of the mayor and the city clerk, and such code, as amended and supplemented, shall be kept on file in the office of the city clerk and be made available to any person desiring to inspect the same.

Section 5. That this ordinance shall become effective upon the date and at the time of its final passage.

## **CONTESTED APPOINTMENTS**

30. Commission for Women  
6 Citizen Members

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

NAME: ENDORSED BY:

Lateisha Garrett  
A'shanti Gholar  
Emily Halle  
Amy Jackson  
Elizabeth Johnson  
Kendra Martello  
Brigitte Maxey  
Alvenia McQueen  
Monique Miles  
Brian Morreale  
Thao Nguyen  
Maribel Ramos  
Miranda Wall  
Taryn Wilkinson

(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. 30; 5/10/16, 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 Elizabeth Johnson, Brian Morreale and Maribel Ramos and appointed Lateisha Garrett, Amy Jackson and Thao Nguyen as the six citizen members to the Commission for Women. The voting was as follows:

Silberberg	-	Jackson, Johnson, Miles, Morreale, Nguyen, Ramos
Wilson	-	Garrett, Jackson, Johnson, Morreale, Nguyen, Ramos
Bailey	-	Garrett, Gholar, Jackson, Johnson, Morreale, Ramos
Chapman	-	Garrett, Gholar, Jackson, Johnson, Morreale, Ramos
Lovain	-	Garrett, Gholar, Johnson, Morreale, Nguyen, Ramos
Pepper	-	Garrett, Jackson, Johnson, Morreale, Nguyen, Ramos
Smedberg	-	Garrett, Jackson, Johnson, Morreale, Nguyen, Ramos

31. Commission on Employment  
1 Representative From Such Organizations as Educational Agencies, Organized Labor, Rehabilitation Agencies, Community-Based Organizations, Economic Development Agencies and the Public Employment Service

NAME: ENDORSED BY:

David Remick

(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. 31; 5/10/16, 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 waived the residency requirement and appointed David Remick as the one representative from such organizations as educational agencies, organized labor, rehabilitation agencies, community-based organizations, economic development agencies and the public employment service to the Commission on Employment. The voting was as follows:

Silberberg	-	Remick
Wilson	-	Remick
Bailey	-	Remick
Chapman	-	Remick
Lovain	-	Remick
Pepper	-	Remick
Smedberg	-	Remick

32. Commission on HIV/AIDS  
1 Citizen Member

NAME: ENDORSED BY:

Kannessia Jordan

(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. 32; 5/10/16, 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 waived the residency requirement and reappointed Kannessia Jordan as the one citizen member to the Commission on HIV/AIDS. The voting was as follows:

Silberberg	-	Jordan
Wilson	-	Jordan
Bailey	-	Jordan
Chapman	-	Jordan
Lovain	-	Jordan
Pepper	-	Jordan
Smedberg	-	Jordan

33. Environmental Policy Commission  
1 Member From the Field of Environmental Sciences (e.g, Environmental/Sanitary Engineering, Ecology, Geology, Botany, Hydrology or Chemistry) or Who Have Alexandria Waterfront Expertise



NAME:

ENDORSED BY:

Patrick Moran  
Brendan Owens  
Carolyn Schroeder  
Reid Sherman  
Danielle Simms

(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. 33; 5/10/16, 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 Carolyn Schroeder as the one member from the field of environmental sciences (e.g., environmental/sanitary engineering, ecology, geology, botany, hydrology or chemistry) or who have Alexandria waterfront expertise to the Environmental Policy Commission. The voting was as follows:

Silberberg	-	Owens
Wilson	-	Schroeder
Bailey	-	Schroeder
Chapman	-	Owens
Lovain	-	Owens
Pepper	-	Schroeder
Smedberg	-	Schroeder

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

34. Consideration of the Framework of the Combined Sewer System Long Term Control Plan Update (LTCPU).

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 34; 5/10/16, and is incorporated as part of this record by reference.)

Mr. Skrabak, Deputy Director, Transportation and Environmental Services, made a presentation of the staff report and he, along with Mr. Lambert, Director, Transportation and Environmental Services, responded to questions of City Council.

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council took the following actions related to the Long-Term Control Plan for the Combined Sewer System: 1. Received the framework of the Long Term Control Plan Update for the Combined Sewer System, as also outlined in the draft executive summary of LTCPU, which would be finalized for submission to the Virginia Department of Environmental Quality in August, after City Council approval; 2. thanked the Ad Hoc Combined Sewer System Plan Stakeholder Group for their efforts in providing input during the development of the plan update and communicating with the public; and 3. docketed the item for public hearing and consideration on May 14, 2016 to solicit feedback on the proposed LTCPU framework. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper

and Councilman Smedberg; Opposed, none.

35. Consideration of the Food Truck On-Street Vending Location Map.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 35; 5/10/16, and is incorporated as part of this record by reference.)

Ms. Anderson, Deputy City Attorney, made a presentation of the staff report and she, along with Mr. Jinks, City Manager, and Mr. Lambert, Director, Transportation and Environmental Services, responded to questions of City Council about parking, fees and the food truck use.

**WHEREUPON**, upon motion by Councilmember Lovain, seconded by Councilwoman Pepper and carried unanimously, City Council adopted the food truck on-street vending location map approving the following three locations: North West Street/Braddock Metro (location #1); Eisenhower Avenue (location #3); and King Street Gardens (location #5). The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

36. Consideration of the City's FY 2017 Action Plan for Housing and Community Development.

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 36; 5/10/16, and is incorporated as part of this record by reference.)

Ms. Metcalf, Office of Housing, made a presentation of the staff report and as part of the report, played a video that describes how the federal funds are being utilized in the City, and she, along with Ms. McIlvaine, Director, Office of Housing, responded to questions of City Council.

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. adopted the FY 2017 Action Plan for Housing and Community Development, which includes the City's application for the Fiscal Year 2017 funding of \$805,792 in Community Development Block Grant and \$395,514 in HOME Investment Partnerships Program funds; and 2. authorized the City Manager to execute all necessary documents to facilitate submission of the Action Plan to HUD by May 15. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

## **ORAL REPORTS AND ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL**

1. Mayor Silberberg said the Commission on Aging presented its Excellence in Aging awards for 2016 earlier this evening in the Vola Lawson Lobby. She congratulated Robert Fulk, who won the public service award, to At Home in Alexandria (AHA), who won the excellence in aging award to an organization, Wanda Dowell, who won the Lois Van Valkenburgh excellence in aging award to an individual, and Gant Redmon and Vanessa Greene, who won the Annie

## B. Rose lifetime achievement awards.

2. Mayor Silberberg asked her colleagues and City staff to join her as they kick off the summer swim season at the Old Town Pool on Saturday, May 28 at 12:00 noon to have the official summer kick-off event for swimming. She said all are welcome.

3. Councilman Chapman said he is leaving tomorrow for the Young Elected Officials Network meeting in Chicago to work with others around the nation on different policies.

4. Mayor Silberberg said she has mentioned a couple of times the forming of a Clergy Council. She said she emailed the various clergy of the City, the idea is to come and join together to discuss various issues facing the citizens and congregations, to discuss housing, job creation, hunger and other items and to discuss how they can make a difference together. The first quarterly meeting will be a coffee at the Union Street Pub on May 17 from 10:00 a.m. to 11:00 a.m. Mayor Silberberg said that for each of those gatherings, she can only invite one member of Council at a time, due to the Sunshine Laws, and Councilman Chapman will join her for the first one, and it will rotate among Council.

## ORAL REPORT FROM THE CITY MANAGER

None.

## ORDINANCES AND RESOLUTIONS

37. Consideration of Underground Transmission Line & Substation Working Group (UTLWG) Alternatives Recommendations and Adoption of a Resolution Opposing Above Ground Transmission Lines. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 37; 5/10/16, and is incorporated as part of this record by reference.)

Mr. Lambert, Director, Transportation and Environmental Services, along with Mr. Skrabak, Deputy Director, Transportation and Environmental Services, Ms. Jaatinen, Acting Division Chief, Transportation and Environmental Services, and Mr. Nestleroad, chair, Dominion 230KV Working Group, made a presentation of the staff report and they responded to questions of City Council.

**WHEREUPON**, upon motion by Councilman Chapman, seconded by Councilman Wilson and carried unanimously, City Council moved to move Potomac Avenue from "least objectionable" to "most objectionable" on the list, to defer passage of the resolution until Saturday, May 14, and to ask staff to bring back a statement for the last whereas clause about the role of Metro and the importance of Potomac Yard and the affect this project could have on it. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

There was discussion among City Council, City staff and Mr. Nestleroad on the underground transmission line and Alexandria's objection.

**WHEREUPON**, upon motion by Councilman Chapman and seconded by Vice Mayor Wilson, City Council reconsidered the motion just passed to defer, in order to get a resolution on the table.

After discussion, Vice Mayor Wilson called the question.

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

**WHEREUPON**, a motion was made by Councilman Chapman and seconded by Vice Mayor Wilson, that City Council: 1. adopt the recommendations of the UTLWG as the City's position on the project; and 2. adopt the resolution in opposition to any above ground transmission lines connecting the Glebe substation to the Potomac River substation, with an amendment to move Potomac Avenue from the "least objectionable" to "most objectionable" list.

Councilwoman Pepper asked for a friendly amendment to further add the phrase to the resolution at the top of page two that they oppose the transmission lines coming through Alexandria, but if it turns out they have no choice, then they support the CSX line underground coming through.

The amendment was acceptable to both the maker and seconder of the motion and becomes part of the motion.

The motion reads as follows:

That City Council: 1. adopted the recommendations of the UTLWG as the City's position on the project; and 2. adopted the resolution in opposition to any above ground transmission lines connecting the Glebe substation to the Potomac River substation, with an amendment to move Potomac Avenue from the "least objectionable" to "most objectionable" list; and to add the phrase that they oppose the transmission lines coming through Alexandria, but if it turns out they have no choice, then they support the CSX line underground coming through.

The motion carried unanimously by roll-call vote and is as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

The resolution reads as follows:

#### RESOLUTION NO. 2728

RESOLUTION TO OPPOSE ANY ABOVE GROUND TRANSMISSION LINES  
CONNECTING DOMINION VIRGINIA POWER'S GLEBE SUBSTATION LOCATED AT THE  
INTERSECTION OF SOUTH GLEBE ROAD AND SOUTH EADS STREET, AND PEPCO'S  
STATION C POTOMAC RIVER SUBSTATION AT THE INTERSECTION OF SLATERS  
LANE AND EAST ABINGDON DRIVE

WHEREAS, since 1971, §5-3-3, of the Code of the City of Alexandria, as amended, requires transmission, distribution and main lines to be placed underground for all new

installation or relocation of poles, towers, wires, lines, cables, conduits, pipes, mains and appurtenances used or intended to be used to transmit or distribute any service such as electric current, telephone, telegraph, cable television, traffic control, fire alarm, police communication, gas, water, steam or petroleum, whether or not on the streets, alleys, or other public places of the City and consequently such installation or relocation shall, after October 15, 1971, be installed below the surface of the ground or below the surface in the case of bridges and elevated highways; and

WHEREAS, the City of Alexandria ("City") strongly opposes all overhead transmission line options proposed by Dominion Virginia Power ("DVP") and the City will not allow City rights-of-way to be used for overhead utility lines; and

WHEREAS, all new utilities serving Coordinated Development District #2009-0001(Potomac Yard North), whether located within or outside of the CDD, shall be placed underground at the applicant's expense, excluding the aerial 230 kV lines currently in existence as of June 12, 2010. All utilities with the exception of those having a franchise agreement with the City shall be located outside the public rights-of-way; however, no transformers or switch gears shall be placed in the public rights-of-way; and

WHEREAS, pursuant to Section III (C) – Electrical Line Extensions of the Dominion Franchise Agreement; within any development for which underground electrical service has been installed, only electric underground service will be provided by the company (DVP). All utilities serving Coordinated Development District #2012-0004 (Potomac Yard South) have been installed underground; and

WHEREAS, DVP has already invested and built a 230kV transmission line located along the Route 1 corridor that was installed underground. Any new above ground transmission lines would be inconsistent with these earlier investments; and

WHEREAS, the Four Mile Run Restoration Master Plan calls for undergrounding the transmission lines along Four Mile Run. A new above ground 230kV transmission line is inconsistent with and in direct conflict with the goals of the Four Mile Run Restoration Master Plan; and

WHEREAS, the City opposes any transmission lines through the City of Alexandria, but if the demand is substantiated, the City supports the CSX underground installation route, along with the CSX/DRCA Alternative underground installation route as the most preferred alternative alignment, and requests that DVP make every effort to limit its consideration to this Least Objectionable Alignment in its submission to the Virginia State Corporation Commission ("SCC"), or at a minimum, support this CSX routing and the CSX/DRCA Alternative routing as the only feasible options for the routing of transmission lines connecting DVP's Glebe substation and Pepco's Station C Potomac River substation; and

WHEREAS, there are currently 700-800 flights per day to and from Reagan National Airport, a general aviation flight path over Potomac Yard, and other air operations involving the use of helicopters, therefore the installation of any above ground transmission line may create an unacceptable safety risk to our community; and

WHEREAS, there has been a significant investment into the Potomac Avenue development and particularly the Potomac Yard Rail Park. The eighty-foot right of way

needed for an above ground transmission line would require the removal of hundreds of trees in the park. As millions have been invested and the park only recently opened, requiring the unnecessary elimination of trees in Potomac Avenue would be financially and aesthetically devastating; and

WHEREAS, the installation of overhead transmission lines will adversely affect the existing densely populated residential communities and commercial development and will impact future development in the City, including the several thousand new residents since the project was proposed and future residents pursuant to the Potomac Yard and North Potomac Yard Plans. Moreover, installation of overhead transmission lines will adversely affect the property values of the residential communities and may raise health concerns for residents adjacent to the overhead lines.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Alexandria, Virginia that:

The Council of the City of Alexandria, Virginia:

1. Is opposed to any above ground transmission lines connecting Dominion's Glebe Substation located at the intersection of South Glebe Road and South Eads Street, and Pepco's Station C Potomac River Substation at the intersection of Slater's Lane and East Abingdon Drive.
2. Authorizes the City Manager and the City Attorney to take any and all action necessary to prevent the construction of an above ground transmission line.

## **OTHER**

### **38. Consideration of City Council Schedule.**

(A copy of the City Manager's memorandum dated May 4, 2016, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 38; 5/10/16, and is incorporated as part of this record by reference.)

**WHEREUPON**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. received the updated schedule which includes: the City Council and Schools Joint Work Session which has been scheduled for Wednesday, June 22, 2016 at 6:00 p.m. The location is to be determined; and 2. approved the City Council schedule. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

### **Closed Meeting Continued (If Needed)**

39. Consideration of a Closed Meeting for the Discussion or Consideration of the Acquisition of Real Property For a Public Purpose and Discussion or Consideration of the Investment of Public Funds Where Competition or Bargaining is Involved, and Discussion of a Business Expansion Where No Previous Announcement Has Been Made.

The continuation of the closed meeting was not needed.

\* \* \* \* \*

**THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED**, upon motion by Vice Mayor Wilson, seconded by Councilwoman Pepper and carried unanimously, the regular meeting of May 10, 2016, was adjourned at 11:50 a.m. The voting was as follows: In favor, Mayor Silberberg, Vice Mayor Wilson, Councilman Bailey, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Smedberg; Opposed, none.

APPROVED BY:

\_\_\_\_\_  
ALLISON SILBERBERG      MAYOR

ATTEST:

\_\_\_\_\_  
Jacqueline M. Henderson  
City Clerk and Clerk of Council