

**City of Alexandria
City Council Public Hearing Meeting
Saturday, June 20, 2020 9:30 AM
Virtual Meeting
Meeting Minutes**

Present: Mayor Justin M. Wilson, Vice Mayor Elizabeth Bennett-Parker, Members of Council Canek Aguirre, John Taylor Chapman, Amy B. Jackson, Redella S. Pepper, and Mohamed E. Seifeldein.

Absent: None.

Also Present: Mr. Jinks, City Manager; Ms. Anderson, City Attorney; Ms. Triggs, Deputy City Manager; Ms. Collins, Deputy City Manager; Ms. Baker, Deputy City Manager; Mr. Moritz, Director, Planning and Zoning (P&Z); Mr. Roakes, Urban Planner, P&Z; Ms. Horowitz, Principal Planner, P&Z; Mr. LaColla, Division Chief, P&Z; Ms. Franco, Urban Planner, P&Z; Mr. Lambert, Director, Transportation and Environmental Services (T&ES); Ms. Durham, Division Chief, Recreation, Parks, and Cultural Activities (RPCA); Ms. Miliaras, Principal Planner, P&Z; Ms. Harwell, Urban Planner, P&Z; Ms. Brandt-Vorel, Urban Planner, P&Z; Ms. McIlvaine, Director, Office of Housing; Ms. Bevis-Carver, Engineer, T&ES; Ms. Taylor, Legislative Director; and Mr. Barre, Information Technology Services.

Recorded by: Gloria Sitton, City Clerk and Clerk of Council.

OPENING

1. Calling the Roll.

Mayor Wilson called the meeting to order and the City Clerk called the roll. All members of Council were present virtually by video conference call.

Mayor Wilson stated that the June 20, 2020 Public Hearing Meeting of the Alexandria City Council was being held electronically pursuant to Virginia Code Section 2.2-3708.2 (A)(3), the Continuity of Government ordinance adopted by the City Council on April 18, 2020 and/or Section 4-0.00(g) in HB29 and HB30 to undertake essential

business. All the members of City Council and staff are participating from remote locations through a video conference call on Zoom. The meeting can be accessed by the public through the live broadcast on the government channel 70, streaming on the City's website, and can be accessed via Zoom.

2. Public Discussion Period.

The following persons participated in the public discussion period:

1. Ingris Moran, Alexandria, representing Tenants and Workers United, spoke about the need for more transparency with police data and she requested Council to mandate the release of statistics on police interactions. Ms. Moran requested that review board be reflective of the diversity in the Alexandria community.

2. Abdel Rahman El-Noubi, Alexandria, representing Grassroots Alexandria, spoke in support of the need for police data transparency and the establishment of community review board. Mr. El-Noubi requested all data be released of police interactions.

3. Zeina Azzan, Alexandria, representing Grassroots Alexandria, spoke in support of the need for more transparency from police data and request Council pass an ordinance providing the data transparency.

4. Benedicte Nzita, Alexandria, representing Tenants and Workers United, spoke in support of an ordinance from Council requiring more transparency with police data and police interactions.

5. Christopher Lewis, Alexandria, spoke about the need for police oversight and police reform in Alexandria. Mr. Lewis thanked Council for establishing a community review board and urged Council to seek the input of the residents of Alexandria in order for the board to be effective.

6. Ashley Sanchez-Viafara, Alexandria, spoke about need for policy changes and effective actions in the community and the need for policies to require more transparency of police data.

7. Monica Gilley, Alexandria, spoke in support of the resolution establishing a community review board and spoke about the need for reform in the police department.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES ACTION CONSENT CALENDAR

Planning Commission

3. Special Use Permit #2020-00004
919 Prince Street - The Joey Pizzano Memorial Fund BEST Center
Public Hearing and consideration of a request for a Special Use Permit for a social service use and a parking reduction for two accessory apartments; zoned: CL/Commercial low. Applicant: The Joey Pizzano Memorial Fund, Inc., represented by Robert D. Brant, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 3; 06/20/20, and is incorporated as part of this record by reference.)

4. Special Use Permit #2020-00013
3500 and 3540 Wheeler Avenue (Parcel Address: 3540 Wheeler Avenue) - Lockett Field and Schuyler Hamilton Jones Skateboard Park Improvements
Public Hearing and consideration of a request for a Special Use Permit to permit the installation of ball field netting over 15 feet in height at Lockett Field and to add lighting at the Schuyler Hamilton Jones Skate Park (amending SUP #2002-0070); zoned: POS/Public open space and community recreation. Applicant: City of Alexandria, Department of Recreation, Parks & Cultural Activities
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 4; 06/20/20, and is incorporated as part of this record by reference.)

5. Special Use Permit #2020-00014
3700 Commonwealth Avenue - Temporary Trailer at Four Mile Run Park
Public Hearing and consideration of a request for a Special Use Permit to permit a temporary trailer for a summer recreation program; zoned: POS/Public open space and community recreation. Applicant: City of Alexandria, Department of Recreation, Parks & Cultural Activities
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 06/20/20, and is incorporated as part of this record by reference.)

6. Special Use Permit #2020-00016

1721 King Street - Two Birds Co-working and Child Care Center
Public Hearing and consideration of a request for a Special Use Permit for a change in a noncomplying use to allow a day care center on the ground floor; zoned: KR/King Street urban retail. Applicant: Hatch Workspace LLC, represented by Robert D. Brant, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 06/20/20, and is incorporated as part of this record by reference.)

7. Special Use Permit #2019-00117
1217 Colonial Avenue
Public Hearing and consideration of a request for a Special Use Permit for a parking reduction and lot modifications at a residential property; zoned: RB/Townhouse. Applicant: John D. Bullington, represented by Minturn Wright, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 06/20/20, and is incorporated as part of this record by reference.)

8. Master Plan Amendment #2020-00001
Zoning Text Amendment #2020-00004
Coordinated Development District Conceptual Design Plan #2020-00001
Development Special Use Permit #2020-00003
2602 Main Line Boulevard - Potomac Yard Landbay H West – Silverstone
Public Hearing and consideration of requests for: (A) an amendment to the Potomac Yard/Potomac Greens Small Area Plan Chapter of the Master Plan to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum dwelling units for a Continuum of Care Facility in CDD#10/Coordinated Development District #10; (B) a Text Amendment to the Zoning Ordinance to amend the provisions of Section 5-602 to amend the maximum dwelling units for a Continuum of Care Facility in CDD#10/Coordinated Development District #10; (C) a Coordinated Development District conceptual design plan to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum dwelling units for a Continuum of Care Facility in Landbay H (amending CDD Concept Plan #2018-0006); and (D) a Development Special Use Permit with site plan with modifications to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum number of independent living units in a Continuum of Care Facility, including Special Use Permit requests for bonus

height for the provision of affordable housing per Section 7-700 of the Zoning Ordinance, for penthouses in excess of 15 feet in height, and for a parking increase (amending DSUP #2018-0002); zoned: CDD#10/Coordinated Development District #10. Applicant: City of Alexandria (Text Amendment only). Silverstone Alexandria, LP, represented by M. Catharine Puskar, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 06/20/20, and is incorporated as part of this record by reference.)

END OF ACTION CONSENT CALENDAR

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council approved the consent calendar, with the exception of docket items #6 and #8, which were considered under separate motions. The approval was as follows:

3. City Council approved the Planning Commission recommendation.
4. City Council approved the Planning Commission recommendation.
5. City Council approved the Planning Commission recommendation.
7. City Council approved the Planning Commission recommendation.

The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

6. Special Use Permit #2020-00016
1721 King Street - Two Birds Co-working and Child Care Center
Public Hearing and consideration of a request for a Special Use Permit for a change in a noncomplying use to allow a day care center on the ground floor; zoned: KR/King Street urban retail. Applicant: Hatch Workspace LLC, represented by Robert D. Brant, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 06/20/20, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Robert Brant, attorney for the applicant, spoke in support of the application.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried 6-1, City Council closed the public hearing and approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, and Councilwoman Pepper; Opposed, Councilman Seifeldin.

8. Master Plan Amendment #2020-00001
Zoning Text Amendment #2020-00004
Coordinated Development District Conceptual Design Plan #2020-00001
Development Special Use Permit #2020-00003
2602 Main Line Boulevard - Potomac Yard Landbay H West – Silverstone
Public Hearing and consideration of requests for: (A) an amendment to the Potomac Yard/Potomac Greens Small Area Plan Chapter of the Master Plan to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum dwelling units for a Continuum of Care Facility in CDD#10/Coordinated Development District #10; (B) a Text Amendment to the Zoning Ordinance to amend the provisions of Section 5-602 to amend the maximum dwelling units for a Continuum of Care Facility in CDD#10/Coordinated Development District #10; (C) a Coordinated Development District conceptual design plan to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum dwelling units for a Continuum of Care Facility in Landbay H (amending CDD Concept Plan #2018-0006); and (D) a Development Special Use Permit with site plan with modifications to change reference of Home for the Elderly to Continuum of Care Facility and increase the maximum number of independent living units in a Continuum of Care Facility, including Special Use Permit requests for bonus height for the provision of affordable housing per Section 7-700 of the Zoning Ordinance, for penthouses in excess of 15 feet in height, and for a parking increase (amending DSUP #2018-0002); zoned: CDD#10/Coordinated Development District #10. Applicant: City of Alexandria (Text Amendment only). Silverstone Alexandria, LP, represented by M. Catharine Puskar, attorney
Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor

Bennett-Parker and carried unanimously, City Council closed the public hearing and approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

Please note: City Council approved docket items 9-12 as a block and approved docket items 13-15 as a block.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilwoman Aguirre and carried unanimously, City Council closed the public hearing and approved docket items 9-12 as a block. The approval was as follows:

9. Public Hearing and Final Consideration of a Three (3) Year License Agreement with Fight for Children for the Alexandria Boxing Club Use of the Charles Houston Recreation Center Located at 901 Wythe Street.

(A copy of the City Manager's memorandum dated June 20, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and (1) received the report recommending at three year license agreement between Fight for Children and the City of Alexandria for the Alexandria Boxing Club's use of the boxing facility at the Charles Houston Recreation Center; and (2) authorized the City Manager to execute the license agreement upon reopening of the Charles Houston Recreation Center.

10. Public Hearing and Consideration of a License Extension between the City of Alexandria and the Tall Ship Providence Foundation for the Docking of the Tall Ship Providence in the City Marina.

(A copy of the City Manager's memorandum dated June 10, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing to approve the license extension and authorized the City Manager to execute the seven month license extension with the Tall Ship Providence Foundation.

11. Public Hearing and Consideration of a License Extension between the City of Alexandria and the Alexandria Seaport Foundation for the docking of the

Maritime Heritage Center in the City Marina.

(A copy of the City Manager's memorandum dated June 10, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 11; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and authorized the City Manager to execute the four month license extension with the Alexandria Seaport Foundation.

12. Public Hearing and Consideration of a License Agreement with Verizon Wireless to Install an In- Building Radio Distribution System in City Hall and Market Square Garage Both Located at 301 King Street.

(A copy of the City Manager's memorandum dated June 3, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and authorized the City Manager to enter into a license agreement between the City of Alexandria and Verizon Wireless to install an In-Building Radio Distribution System at City Hall and Market Square Garage in substantial compliance with the lease.

The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried 6-0-1, City Council approved docket items 13-15 as a block. The approval was as follows:

13. Public Hearing and Consideration of an approval of a Five (5) year Telecommunications Facility License Agreement with Crown Castle Fiber, LLC., to permit Crown Castle Fiber LLC., to occupy the City's Rights-of-Ways to attach Small Cell Facilities on Approved Poles within the City of Alexandria's Public Rights-of-Ways.

(A copy of the City Manager's memorandum dated June 3, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and authorized the City Manager to execute the license agreement and to take any other actions that are necessary to implement the agreement.

14. Public Hearing and Consideration of an approval of an Amendment to a Five Year Telecommunications Facility License Agreement dated October 2019, between the City of Alexandria, Virginia and Cellco Partnership d/b/a Verizon Wireless to Permit Cellco Partnership to Install Approved Small Cell Facilities on Approved Additional Poles in the City of Alexandria's Public Rights-of-Ways.

(A copy of the City Manager's memorandum dated June 3, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and authorized the City Manager to execute the Amendment and to take other actions that are necessary to implement the Amendment.

15. Public Hearing and Consideration of an approval of an Amendment to a Five Year Telecommunications Facility License Agreement dated October 2019, between the City of Alexandria, Virginia and New Cingular Wireless PCS, LLC ("AT&T") to Permit New Cingular Wireless to Install Approved Small Cell Facilities on Approved Additional Poles in the City of Alexandria's Public Rights-of-Ways.

(A copy of the City Manager's memorandum dated June 3, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 06/20/20, and is incorporated as part of this record by reference.)

City Council closed the public hearing and authorized the City Manager to execute the Amendment and to take other actions necessary to implement the Amendment.

The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, and Councilwoman Pepper; Opposed, none; Abstain, Councilman Seifeldein.

REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)
Planning Commission (continued)

16. Development Special Use Permit #2020-00001
Transportation Management Plan Special Use Permit #2020-00006
Encroachment #2020-00002
1200 & 1230 North Henry Street – Amendment
Public Hearing and consideration of request for a Development Special Use Permit with site plan and modifications to construct a multifamily residential

building with ground-floor daycare and retail, including Special Use Permits for an increase in the floor area ratio up to 2.5 and for an increase in density and height for the provision of affordable housing pursuant to Section 7-700 of the Zoning Ordinance, and modifications to the open space requirements and for the required height to setback ratio on North Fayette Street; for a Transportation Management Plan Special Use Permit; and an Encroachment for a first floor canopy on the southern side of the building (amending DSUP #2017-00020); zoned: CRMU-H/Commercial residential mixed use (high).

Applicant: 1200 North Henry Venture, LLC, represented by, M. Catharine Puskar, attorney

Planning Commission Action: Recommended Approval 6-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 16; 06/20/20, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Cathy Puskar, attorney for the applicant, spoke in support of the application and responded to questions from Council about the inclusion of daycare in the project.

WHEREUPON, upon motion by Vice Mayor Bennett-Parker, seconded by Councilwoman Jackson and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

WHEREUPON, upon motion by Vice Mayor Bennett-Parker, seconded by Councilman Chapman and carried unanimously, City Council approved the Planning Commission recommendation. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

17. Zoning Text Amendment #2020-00001
Coordinated Development District Conceptual Design Plan #2019-00008
Development Special Use Permit #2020-00008
3601 Potomac Avenue & 3601 Richmond Highway- North Potomac Yard
Public Hearing and consideration of requests for: (A) a Text Amendment to the Zoning Ordinance to amend the provisions of Section 5-602(A) to modify the Maximum Height reference and Uses in Coordinated Development District #19; (B) a Coordinated Development District Conceptual Design Plan to change the North Potomac Yard Neighborhood Development Summary, Height Diagram,

and Phasing Plan (amending CDD #2009-00001); (C) a Development Special Use Permit with site plan for the construction of a pump station per section 7-1202 of the Zoning Ordinance; zoned: CDD #19/Coordinated Development District #19 (North Potomac Yard Small Area Plan) Applicants: City of Alexandria (Text Amendment only); CPYR Theater, LLC and CPYR Shopping Center LLC, represented by M. Catharine Puskar, attorney; Virginia Tech Foundation, Inc, represented by Kenneth W. Wire, attorney
Planning Commission Action: Recommended Approval 5-0

(A copy of the Planning Commission report is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 06/20/20, and is incorporated as part of this record by reference.)

The following persons participated in the public hearing for this item:

1. Cathy Puskar, attorney for the applicant, spoke in support of the application.
2. Kenneth Wire, attorney for the applicant, spoke in support of the application.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Bennett-Parker and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

WHEREUPON, upon motion by Vice Mayor Bennett-Parker, seconded by Councilman Chapman and carried unanimously, City Council approved the Planning Commission recommendation, with a correction of Table 2, p. 84 of the staff report regarding floor area ratio. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

ORDINANCES AND RESOLUTIONS

Please note: City Council approved docket items 18, 20, 21, 22, 23, 24 and 25 as a block.

18. Public Hearing, Second Reading and Final Passage of an ordinance to amend and reordain Section 2-2-11 (ESTABLISHMENT OF CENTRAL ABSENTEE VOTER ELECTION DISTRICT AND VOTING PLACE), to amend and reordain Section 2-2-10 (ESTABLISHMENT OF ELECTION DISTRICTS AND

VOTING PLACES) Subsection (n), and to amend and reordain “The Official Map of the City of Alexandria, Virginia, Designating Election Districts and Voting Places,” adopted by Section 2-2-13 (MAP OF ELECTION DISTRICTS AND VOTING PLACES), all of Chapter 2 (ELECTIONS), Title 2 (GENERAL GOVERNMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

(A copy of the City Manager’s memorandum dated June 3, 2020, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 18; 06/20/20, 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 and Council, marked Exhibit No. 2 of Item No. 18; 06/09/20, 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. 18; 06/09/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously, City Council closed the public hearing and adopted an ordinance by roll-call vote to establish (1) Minnie Howard School and George Washington Middle School as additional Saturday in-person early voting locations for Presidential Elections, and (2) establish George Washington Masonic National Memorial as a temporary replacement for Douglas MacArthur School voting location. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance was as follows:

ORDINANCE NO. 5281

AN ORDINANCE to amend and reordain Section 2-2-11 (ESTABLISHMENT OF CENTRAL ABSENTEE VOTER ELECTION DISTRICT AND VOTING PLACE), to amend and reordain Section 2-2-10 (ESTABLISHMENT OF ELECTION DISTRICTS AND VOTING PLACES) Subsection (n), and to amend and reordain “The Official Map of the City of Alexandria, Virginia, Designating Election Districts and Voting Places,” adopted by Section 2-2-13 (MAP OF ELECTION DISTRICTS AND VOTING PLACES), all of Chapter 2 (ELECTIONS), Title 2 (GENERAL GOVERNMENT) of The Code of the City of Alexandria, Virginia, 1981, as amended.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 2-2-11 of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained to delete the text shown in strikethrough and add the text shown in underline as follows:

There is hereby established for the City of Alexandria one Central Absentee Voter Election District, to be used for all elections. The voting place of the Central Absentee Voter Election District shall be located at 132 North Royal Street, Alexandria, Virginia. The Central Absentee Voter Election District shall conform in all respects with the provisions of Section 24.2-712 of the Code of Virginia (1950), as amended.

There is hereby established for the City of Alexandria an additional permanent Central Absentee Voter Election District, to be used for the November elections. The voting place for the additional permanent Central Absentee Voter Election District shall be located at the Charles E. Beatley, Jr. Central Library, 5005 Duke Street Alexandria, VA 22304. The Alexandria Electoral Board is hereby authorized to determine the number of days that this additional permanent Central Absentee Voter District shall be based upon anticipated need and voter turnout for each November election. The days and hour of operation of this additional permanent Central Absentee Voter District shall be advertised and posted consistent with all other advertising and posting of the days and hours of operation of the Office of the Voter Registration and Elections and all other Voter Election Districts. The additional Central Absentee Voter Election District shall conform in all respects with the provisions of Section 24.2-712 of the Code of Virginia (1950), as amended.

There is hereby established for the City of Alexandria permanent Satellite Absentee Voter Election Districts, to be used for the November Presidential elections. The voting places for the Satellite Absentee Voter Election Districts shall be located at the Minnie Howard Campus, 3801 W Braddock Rd, Alexandria, VA 22302, and George Washington Middle School, 1005 Mt Vernon Ave, Alexandria, VA 22301. The Alexandria Electoral Board is hereby authorized to determine the number of days that these Satellite Absentee Voter Districts shall be based upon anticipated need and voter turnout for each November Presidential election. The days and hour of operation of these Satellite Absentee Voter Districts shall be advertised and posted consistent with all other advertising and posting of the days and hours of operation of the Office of the Voter Registration and Elections and all other Voter Election Districts. The Satellite Absentee Voter Election Districts shall conform in all respects with the provisions of Section 24.2-701.1 of the Code of Virginia (1950), as amended.

Section 2. That Section 2-2-10 Subsection (n) of The Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and

reordained to delete the text shown in strikethrough and add the text shown in underline as follows:

(n) The Douglas MacArthur School Election District shall be bounded and described by the census blocks shown on the map adopted by [section 2-2-13](#) of this Code as comprising the said district.

The voting place within the Douglas MacArthur School Election District shall be at the Douglas MacArthur School, located at 1101 Janney's Lane. However, notwithstanding the prior, for the November 2020 through November 2023 elections the voting place within the Douglas MacArthur School Election District shall be at the George Washington Masonic National Memorial, 101 Callahan Dr, Alexandria, VA 22301.

Section 3. That "The Official Map of the City of Alexandria, Virginia, Designating Election Districts and Voting Places," adopted by Section 2-2-13 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended and reordained as shown on Exhibit 1, attached hereto and incorporated fully by reference, to reflect the temporary voting place within the Douglas MacArthur School Election District at the George Washington Masonic National Memorial, 101 Callahan Dr, Alexandria VA 22301.

Section 4. That the general registrar of voters be, and he hereby is, directed to record the foregoing amendments on the said map.

Section 5. That this ordinance shall become effective upon the date and at the time of its final passage and the adjustments contained herein will be utilized for the elections in 2020 and thereafter until or unless further modified and amended.

20. Public Hearing, Second Reading and Final Passage of an Ordinance authorizing the owner of the property located at 430 South Pickett Street to construct and maintain an encroachment for a seat wall and trench drain at that location. (Implementation Ordinance for Encroachment No. 2019-00011 associated with 430 South Pickett Street approved by City Council on March 14, 2020).[ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 20; 06/20/20, 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; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously, City Council closed the public hearing and adopted an ordinance authorizing the owner of the property located at 430 South Pickett Street to construct and maintain an encroachment for a seat wall and trench drain at that location. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldin; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5283

AN ORDINANCE authorizing the owner of the property located at 430 South Pickett Street to construct and maintain an encroachment for a seat wall and trench drain at that location.

WHEREAS, NGI-MDG Alexandria, LLC, is the Owner (“Owner”) of the property located at 430 South Pickett Street, in the City of Alexandria, Virginia; and

WHEREAS, Owner desires to establish and maintain a seat wall and trench drain which will encroach into the public sidewalk right-of-way at that location; and

WHEREAS, the public sidewalk right-of-way at that location will not be significantly impaired by this encroachment; and

WHEREAS, in Encroachment No. 2019-00011 the Planning Commission of the City of Alexandria recommended approval to the City Council subject to certain conditions at one of its regular meetings held on March 3, 2020, which recommendation was approved by the City Council at its public hearing on March 14, 2020; and

WHEREAS, it has been determined by the Council of the City of Alexandria that this encroachment is not detrimental to the public interest; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Owner be, and the same hereby is, authorized to establish and maintain an encroachment into the public sidewalk right-of-way at 430 South Pickett Street as shown in the attached Encroachment Plat, in the City of Alexandria, said encroachment consisting of a seat wall and trench drain, until the encroachment is removed or destroyed or the authorization to maintain it is terminated by the city;

provided, that this authorization to establish and maintain the encroachment shall not be construed to relieve Owner of liability for any negligence on their part on account of or in connection with the encroachment and shall be subject to the provisions set forth below.

Section 2. That the authorization hereby granted to establish and maintain said encroachment shall be subject to and conditioned upon Owner maintaining, at all times and at their own expense, liability insurance, covering both bodily injury and property damage, with a company authorized to transact business in the Commonwealth of Virginia and with minimum limits as follows:

Bodily Injury:	\$1,000,000 each occurrence \$1,000,000 aggregate
Property Damage:	\$1,000,000 each occurrence \$1,000,000 aggregate

This liability insurance policy shall identify the City of Alexandria and Owner as named insureds and shall provide for the indemnification of the City of Alexandria and Owner against any and all loss occasioned by the establishment, construction, placement, existence, use or maintenance of the encroachment. Evidence of the policy and any renewal thereof shall be filed with the city attorney's office. Any other provision herein to the contrary notwithstanding, in the event this policy of insurance lapses, is canceled, is not renewed or otherwise ceases to be in force and effect, the authorization herein granted to establish and maintain the encroachment shall, at the option of the city, forthwith and without notice or demand by the city, terminate. In that event, Owner shall, upon notice from the city, remove the encroachment from the public right-of-way, or the city, at its option, may remove the encroachment at the expense and risk of Owner. Nothing in this section shall relieve Owner of their obligations and undertakings required under this ordinance.

Section 3. That the authorization hereby granted to establish and maintain said encroachment shall in addition be subject to and conditioned upon the following terms:

- (a) Neither the City of Alexandria nor any public or private utility company shall be responsible for damage to Owner's property encroaching into the public right-of-way during repair, maintenance or replacement of the public right-of-way or any public facilities or utilities in the area of encroachment.
- (b) The Owner shall be responsible for replacement and repairs to the adjacent City right-of-way, including any areas damaged during construction activity.

- (c) In the event the City shall, in the future, have need for the area of the proposed encroachment, the Owner shall remove any structure that encroached into the public right-of-way, within 60 days, upon notification by the City.
- (d) Within the encroachment areas identified in the metes and bounds exhibit, no additional equipment or structures may be erected, and no existing equipment or structures shall be enlarged or intensified without prior approval of the Directors of Planning & Zoning and Transportation & Environmental Services.
- (e) The Owner shall bear all cost associated with the removal of the encroachments.
- (f) The Owner shall maintain the following minimum, unobstructed sidewalk widths:
 - 1. Five feet, ten inches (5'10") in between the proposed wall and the existing tree wells; and
 - 2. Seven feet, four inches (7'4") in between the proposed wall and the face of the building, as per the submitted plans.
- (g) The wall itself shall not exceed 2' in height when measured vertically from the sidewalk, as per the submitted plans.
- (h) The ceramic potted urns shall be removed from the wall and replaced with a stone cap or similar.

Section 4. That by accepting the authorization hereby granted to establish and maintain the encroachment and by so establishing and/or maintaining the encroachment, Owner shall be deemed to have promised and agreed to save harmless the City of

Alexandria from any and all liability (including attorneys' fees and litigation expenses) arising by reason of the establishment, construction, placement, existence, use or maintenance of the encroachment.

Section 5. That the authorization herein granted to establish and maintain the encroachment shall be subject to Owner maintaining the area of the encroachment at all times unobstructed and free from accumulation of litter, snow, ice and other potentially dangerous matter.

Section 6. That nothing in this ordinance is intended to constitute, or shall be deemed to be, a waiver of sovereign immunity by or on behalf of the City of Alexandria or any of its officers or employees.

Section 7. That the authorization herein granted to establish and maintain the encroachment shall be terminated whenever the City of Alexandria desires to use the affected public right-of-way for any purpose whatsoever and, by written notification, demands from Owner the removal of the encroachment. Said removal shall be completed by the date specified in the notice and shall be accomplished by Owner without cost to the city. If Owner cannot be found, or shall fail or neglect to remove the encroachment within the time specified, the city shall have the right to remove the encroachment, at the expense of Owner, and shall not be liable to Owner for any loss or damage to the structure of the encroachment or personal property within the encroachment area, caused by the removal.

Section 8. The term "Owner" shall be deemed to include NGI-MDG Alexandria, LLC, and its respective successors in interest.

Section 9. That this ordinance shall be effective upon the date and at the time of its final passage.

21. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 6-603 (USES) of Article No. VI (SPECIAL AND OVERLAY ZONES) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2020-00002 (Implementation Ordinance regarding day care uses in the Mount Vernon urban overlay zone approved by City Council on March 14, 2020). [ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 21; 06/20/20, 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; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain Section 6-603 (USES) of Article No. VI (SPECIAL AND OVERLAY ZONES) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2020-00002. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5284

AN ORDINANCE to amend and reordain Section 6-603 (USES) of Article No. VI (SPECIAL AND OVERLAY ZONES) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by city council as Text Amendment No. 2020-00002.

WHEREAS, the City Council finds and determines that:

1. In Text Amendment No. 2020-00002, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on March 3, 2020 of a text amendment to the Zoning Ordinance to adopt provisions allowing day care centers as a permitted use on the ground floor of properties located within the Mount Vernon Overlay provided that the use shall occupy no more than 30 feet frontage, and provided further that additional frontage space may be permitted with a Special Use Permit, which recommendation was approved by the City Council at public hearing on March 14, 2020;

2. The City Council in adopting this ordinance expressly adopts, ratifies, affirms and concurs in the finding and action of the Planning Commission above stated;

3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Section 6-603 of the Zoning Ordinance be, and the same hereby is, amended by inserting new language shown in underline, as follows:

(C) Retail and neighborhood focus uses. Within the retail focus area, uses occupying first floor space of a building shall be limited to the following:

(8) Day care center, provided that the use shall occupy no more than 30 feet frontage on Mount Vernon Avenue, and provided further that additional frontage space may be permitted with a special use permit.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing text amendment.

Section 3. That Section 6-603, as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria Zoning Ordinance.

Section 4. That this ordinance shall become effective on the date and at the time of its final passage, and shall apply to all applications for land use, land development or subdivision approval provided for under the City of Alexandria Zoning Ordinance which may be filed after such date, and shall apply to all other facts and circumstances subject to the provisions of the City of Alexandria Zoning Ordinance, except as may be provided in Article XII of the Zoning Ordinance.

22. Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the North Potomac Yard chapter of such master plan as Master Plan Amendment No. 2019-00008 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment (Implementation Ordinance for Master Plan Amendment No. 2019-00008 the North Potomac Yard Small Area Plan approved by City Council on March 14, 2020). [ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 22; 06/20/20, 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; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by

Councilman Aguirre and carried unanimously by roll-call vote, City Council closed the public hearing and adopted an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the North Potomac Yard chapter of such master plan as Master Plan Amendment No. 2019-00007 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5285

AN ORDINANCE to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting and incorporating therein the amendment heretofore approved by city council to the North Potomac Yard chapter of such master plan as Master Plan Amendment No. 2019-00008 and no other amendments, and to repeal all provisions of the said master plan as may be inconsistent with such amendment.

WHEREAS, the City Council of the City of Alexandria finds and determines that:

1. In Master Plan Amendment No. 2019-00008, the Planning Commission, having found that the public necessity, convenience, general welfare and good zoning practice so require, recommended approval to the City Council on March 3, 2020 of an amendment to the North Potomac Yard Chapter of the Master Plan of the City of Alexandria to facilitate the integration of the Virginia Tech Innovation Campus within North Potomac Yard, including an increase to heights; an amendment to square footages and locations of proposed uses; an amendment to the framework streets and location of pedestrian connections; and an amendment to the North Potomac Yard Urban Design Standards and Guidelines to add the North Potomac Yard Design Excellence addendum, which recommendation was approved by the City Council at public hearing on March 14, 2020;
2. The said amendment has heretofore been approved by the planning commission and city council after full opportunity for comment and public hearing.
3. All requirements of law precedent to the adoption of this ordinance have been complied with; now, therefore,

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the North Potomac Yard Chapter of the Master Plan of the City of Alexandria, be, and the same hereby is, amended by amending Chapter 1 to add new pages to include the Innovation District section; amending Figure 3.1: Framework Streets, Figure 3.2: Street Hierarchy, Figure 3.4: Gateways & Vistas, Figure 4.1: Land Use Plan and 1/4 Mile Pedestrian Walkshed (1/2 Mile pedestrian walkshed covers North Potomac Yard area), Figure 4.3: Required, Optional, and Planned Retail Locations, Figure 4.5B: Maximum Building Heights, Figure 4.8: Plan Area Public and Private Parks with Public Access Easement, Figure 5.1: Block 4 (23) School Reservation Site, Figure 6.2: Proposed Street Network, Figure 6.7: Bicycle Network, Figure 9.1: Land Use Plan, Required and Optional Retail Locations, and 1/4 Mile Pedestrian Walkshed, Table 4.3: Development Summary Table and associated notes; updating specific text; adding the North Potomac Yard Innovation District Design Excellence Prerequisites & Criteria to references with Design Guidelines, all attached hereto and incorporated fully herein by reference.

Section 2. That the director of planning and zoning be, and hereby is, directed to record the foregoing master plan amendment as part of the Master Plan of the City of Alexandria, Virginia.

Section 3. That all provisions of the Master Plan of the City of Alexandria, Virginia, as may be inconsistent with the provisions of this ordinance be, and same hereby are, repealed.

Section 4. That the Master Plan of the City of Alexandria, as amended by this ordinance, be, and the same hereby is, reordained as the Master Plan of the City of Alexandria, Virginia.

Section 5. That the city clerk shall transmit a duly certified copy of this ordinance to the Clerk of the Circuit Court of the City of Alexandria, Virginia, and that the said Clerk of the Circuit Court shall file same among the court records.

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

23. Public Hearing, Second Reading and Final Passage of an Ordinance to Make Appropriations for the Support of the City Government for Fiscal Year 2021. [ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 23; 06/20/20, 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; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously by roll-call vote, City Council closed the public hearing and adopted an ordinance to make appropriations for the support of the City Government for Fiscal Year 2021. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5286

AN ORDINANCE making appropriations for the support of the government of the City of Alexandria, Virginia, for Fiscal Year 2021.

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That, pursuant to Section 6.07 of the City Charter, the sum of \$1,504,832,558 be, and the same hereby is, appropriated for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021.

Section 2. That, pursuant to Section 6.07 of the City Charter, the sum of \$1,504,832,558 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 be, and the same hereby is, further appropriated to the following City departments, major operating units, component units, and major categories of expenditures in the amounts set forth below:

<u>Department/Unit/Component Unit/ Category of Expenditure Appropriation</u>	-
Circuit Court Judges	\$1,536,534
18 th General District Court	98,910
18 th Juvenile Court	85,811
City Attorney	3,251,445
City Clerk and Clerk of Council	423,541
City Council	698,106
City Manager	2,369,544
Clerk of the Court	1,809,354
Code Administration	8,128,256
Commonwealth's Attorney	3,298,138
Contingent Reserves	4,259,278
Court Service Unit	1,738,414
Economic Development Activities	6,923,390
Emergency and Customer Communications	8,848,831
Finance	13,156,127
Fire	55,282,746
General Debt Service	- Alexandria City Public Schools
28,578,698	
General Debt Service - City	34,988,702
General Debt Service – Transportation	604,761
General Debt Service – Fire Apparatus	1,694,608
General Services	11,075,902

Health	8,280,768
Human Resources	4,012,280
Human Rights	983,102
Human and Community Services	98,799,834
Information Technology Services	13,159,806
Internal Audit	306,170
Non-Departmental	10,173,334
Office of Communications	1,547,230
Office of Historic Alexandria	4,142,754
Office of Housing	6,381,584
Office of Management and Budget	1,275,096
Office of Organizational Excellence	152,429
Office of Project Implementation	0
Other Correctional Activities	4,576,791
Other Educational Activities	16,009
Other Health Activities	1,235,495
Performance and Accountability	509,308
Planning and Zoning	6,355,339
Police	62,264,397
Recreation, Parks and Cultural Activities	25,660,634
Registrar of Voters	1,459,825
Sheriff	33,673,176
Transit Subsidies	49,154,567
Transportation and Environmental Services	57,396,868
Capital Projects	205,803,815
Component Unit – Library	7,848,077
Component Unit – Schools	317,259,118
Internal Services	7,214,272
Interfund Transfers	<u>386,339,384</u>
TOTAL APPROPRIATIONS	\$ 1,504,832,558

Section 3. That, pursuant to Section 6.07 of the City Charter, the sum of \$1,504,832,558 appropriated in Section 1 of this ordinance for the support of the City of

Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 be, and the same hereby is, further appropriated to the following principal objects of city expenditures:

<u>Object of Expenditures</u>	<u>Appropriation</u>
Personnel Service	\$ 308,802,811
Non-Personnel Services	179,306,107
Capital Outlay	203,971
Debt Service	69,438,414
Component Unit – Library	7,768,466
Component Unit – Schools	317,259,118
Alexandria Transit Company	22,696,200
Equipment Replacement	7,214,272
Interfund Transfers	386,339,384
Capital Projects	<u>205,803,815</u>
TOTAL APPROPRIATIONS	\$ 1,504,832,558

Section 4. That the sum of \$1,504,832,558 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 is expected to be derived from the following sources of revenue:

<u>Source of Revenue</u>	<u>Amount</u>
General Property Taxes	\$537,127,283
Other Local Taxes	119,658,090
Permits, Privilege Fees and Licenses	12,229,917
Fines and Forfeitures	3,502,615
Intergovernmental Revenue	192,170,811
Charges for Services	71,347,349
Revenue from Use of Money and Property	6,559,793
Miscellaneous Revenue	9,883,459
Bond Proceeds – Future Sale	135,222,560
Spendable Fund Balance – General Fund	17,939,135
Spendable Fund Balance – Other Fund Balance	300,000
Spendable Fund Balance – Alexandria City Public Schools Operating Fund	5,098,228
Spendable Fund Balance – Sanitary Sewer Fund	36,749

Spendable Fund Balance – Donations	306,191
Spendable Fund Balance – Capital Projects Fund	6,000,000
Spendable Fund Balance – Internal Services Fund	1,110,994
Interfund Transfers	<u>\$ 386,339,384</u>
TOTAL ESTIMATED REVENUE	\$ 1,504,832,558

Section 5. That, pursuant to Section 6.14 of the City Charter, the sum of \$205,803,815 be, and the same hereby is, appropriated for Capital Improvement Project expenditures of the City of Alexandria and the Alexandria City Public Schools in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021. This sum, which consists of the \$205,803,815 appropriated as Capital Projects in Section 3 of this ordinance, is appropriated as follows: (i) \$110,714,684 capital projects that are included in the City government Fiscal Year 2021 - 2030 Capital Improvement Program adopted by City Council on April 29,; and (ii) \$95,089,131 to the capital projects identified in the Alexandria City Public Schools' capital budget.

Section 6. That the sum of \$205,803,815 appropriated in Section 5 of this ordinance for capital improvement project expenditures of the City of Alexandria and the Alexandria City Public Schools in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 is expected to be derived from the following sources of revenue:

<u>Source of Revenue</u>	<u>Amount</u>
Intergovernmental Revenue	\$ 9,360,524
Transfer In from Special Revenue – Sewer	4,898,020
Transfer In from Special Revenue – Stormwater	2,444,339
Transfer in from General Fund (Cash Capital)	27,317,835
Transfer in from NVTAs	3,483,000
Transfer in from Affordable Housing Fund	4,100,000
Potomac Yard Special Tax District Revenue	201,351
Appropriation of General Fund Balance	10,000,000
Prior Year General Fund Cash Capital and General Obligation Bonds	6,000,000
Miscellaneous Revenue	2,776,186
Bond Proceeds – Future Sale – Including Sewer Funds	<u>135,222,560</u>
TOTAL ESTIMATED REVENUE	\$ 205,803,815

Section 7. That the sum of \$386,339,384 be, and the same hereby is, authorized to be transferred between the following funds maintained by the City, as set forth below:

<u>From</u>	<u>Amount</u>	<u>To</u>	<u>Amount</u>
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General Fund	\$41,278,091	Special Revenue Fund	\$ 41,278,091
General Fund	12,483,068	Potomac Yard Fund	12,483,068
Special Revenue Fund - Sewer	1,411,462	General Fund	1,411,462
Special Revenue Fund – Stormwater	811,332	General Fund	811,332
Special Revenue Fund – Code	937,139	General Fund	937,139
Special Revenue Fund – Refuse	807,085	General Fund	807,085
General Fund	4,717,217	Special Revenue Fund – Affordable Housing	4,717,217
Affordable Housing Fund	4,100,000	Capital Projects Fund	4,100,000
Affordable Housing Fund	4,684	Special Revenue Fund	4,684
Equipment Replacement Fund	414,180	Capital Projects Fund	414,180
Equipment Replacement Fund	281,517	Special Revenue Fund	281,517
Special Revenue Fund – Sewer	4,898,020	Capital Projects Fund	4,898,020
Special Revenue Fund –Stormwater	2,444,339	Capital Projects Fund	2,444,339
Special Revenue Fund – Code	300,000	Capital Projects Fund	300,000
General Fund	27,317,835	Capital Projects Fund	27,317,835
Potomac Yard Fund	4,865,229	General Fund	4,865,229
Potomac Yard Fund	201,351	Capital Projects Fund	201,351
NVTA Fund	3,483,000	Capital Projects Fund	3,483,000

General Fund	16,686,497	NVTA Fund	16,686,497
General Fund	234,037,296	Component Unit – Schools	234,037,296
NVTA Fund	16,686,497	Alexandria Transit Company	16,686,497
General Fund	1,037,185	Alexandria Transit Company	1,037,185
General Fund	<u>7,136,360</u>	Component Unit – Library	<u>7,136,360</u>
TOTALS	<u>\$ 386,339,384</u>	TOTALS	<u>\$ 386,339,384</u>

Section 8. That the sum of \$1,504,832,558 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 is, for accounting purposes and in accordance with generally accepted accounting principles, attributed, for each City department, major operating unit, component unit, and major category of expenditure, to the funds maintained by the City as shown in Table I on the pages following this ordinance.

Section 9. That the sum of \$1,504,832,558 appropriated in Section 1 of this ordinance for the support of the government of the City of Alexandria in the fiscal year beginning on the first day of July 2020 and ending on the thirtieth day of June 2021 is, for accounting purposes and in accordance with generally accepted accounting principles, attributed, for each major source of revenue, to the funds maintained by the City as shown in Table II on the pages following this ordinance.

Section 10. That the City Council of the City of Alexandria, Virginia does hereby make provision for and appropriation to the funds hereafter named in the amounts required to defray the expenditures and liabilities of the City for which commitments were established in the form of encumbrances or otherwise on or before June 30, 2020 but which are payable in fiscal year 2021 and for which amounts were appropriated but not expended in fiscal year 2020 and further, that the City Council does hereby allot the amounts so appropriated to the several City departments for fiscal year 2021 as follows:

GENERAL FUND

Circuit Court Judges	\$	79,000
Juvenile Domestic Relations Court		7,000
City Attorney		2,000
City Clerk		2,000
City Manager's Office		3,000
Code Administration		10,000
Commonwealth's Attorney		14,000
Community and Human Services		580,000

Court Service Unit	122,000
Economic Development	24,000
Emergency and Customer Communications	86,000
Finance	530,000
Fire	320,000
General Services	807,000
Health	9,000
Historic Alexandria	78,000
Housing	16,000
Human Resources	107,000
Information Technology Services	510,000
Library	2,000
Management and Budget	3,000
Non-Departmental	103,000
Performance & Accountability	7,000
Planning and Zoning	98,000
Police	1,100,000
Recreation, Parks and Cultural Activities	715,000
Sheriff	761,000
Transit Subsidies	281,000
Transportation and Environmental Services	<u>2,426,000</u>
Total General Fund	\$8,802,000

Section 11. That this ordinance shall become effective upon the date and at the time of its final passage.

24. Public Hearing, Second Reading and Final Passage of a Supplemental Appropriation Ordinance for the Support of the City Government for FY 2020. [ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 24; 06/20/20, 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; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously by roll-call vote, City Council closed the public hearing and adopted an ordinance for supplemental appropriation for the support of the City Government for FY 2020. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5287

AN ORDINANCE making provision for the support of the government of the City of Alexandria, Virginia for Fiscal Year 2020

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for Fiscal Year 2020 the source of such amount being Developer Contributions to the Housing Trust Fund, and further that the Council does hereby allot the amount so appropriated for Fiscal Year 2020, as follows:

AFFORDABLE HOUSING FUND

ESTIMATED REVENUE:

Office of Housing	\$ 2,759,565
Total Estimated Revenue	<u>\$ 2,759,565</u>

APPROPRIATION:

Office of Housing	\$ 578,066
Total Estimated Revenue	<u>\$ 578,066</u>

Section 2. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for Fiscal Year 2020 the source of such amount being external grant awards for which the proceeds were authorized and adjusted after July 1, 2020 but not appropriated, and further that the council does hereby allot or reduce the amount so appropriated to the several city departments for Fiscal Year 2020, as follows:

SPECIAL REVENUE FUND

ESTIMATED REVENUE:

Transportation and Environmental Services	\$ 525,940
Housing	433,490
Community and Human Services	363,032

Historic Alexandria	25,000
Recreation	82,660
Total Estimated Revenue	<u>\$ 1,430,122</u>

SPECIAL REVENUE FUND

APPROPRIATION:

Transportation and Environmental Services	\$ 525,940
Housing	433,490
Community and Human Services	363,032
Historic Alexandria	25,000
Recreation	82,660
Total Estimated Revenue	<u>\$ 1,430,122</u>

Section 3. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for Fiscal Year 2020 the source of such amount being external grant awards from COVID and CARES funding for which the proceeds were authorized and adjusted after July 1, 2020 but not appropriated, and further that the council does hereby allot or reduce the amount so appropriated to the several city departments for Fiscal Year 2020, as follows:

SPECIAL REVENUE FUND

ESTIMATED REVENUE:

Housing	\$ 671,570
Community and Human Services	422,559
Total Estimated Revenue	<u>\$ 1,094,129</u>

SPECIAL REVENUE FUND

APPROPRIATION:

Housing	\$ 671,570
Community and Human Services	422,559
Total Estimated Revenue	<u>\$ 1,094,129</u>

Section 4. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City in Fiscal Year 2020 the source of such amount being donations or other special revenues, and further that the council does hereby allot the amount so appropriated to the several city departments for Fiscal Year 2020, as follows:

SPECIAL REVENUE FUND

ESTIMATED REVENUE:

Human Rights	\$ 1,500
Community and Human Services	14,420
Historic Alexandria	35,000
Recreation	5,510
Total Estimated Revenue	<u>\$ 56,430</u>

SPECIAL REVENUE FUND

APPROPRIATION:

Human Rights	\$ 1,500
Community and Human Services	14,420
Historic Alexandria	35,000
Recreation	5,510
Total Estimated Revenue	<u>\$ 56,430</u>

Section 5. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for Fiscal Year 2020, the source of such amount being Capital Project Fund revenue, and further that the Council does hereby allot the amount so appropriated for Fiscal Year 2020, as follows:

CAPITAL PROJECTS

ESTIMATED REVENUE:

Capital Projects	\$ (21,395,303)
Total Estimated Revenue	<u>\$ (21,395,303)</u>

APPROPRIATION:

Capital Projects	\$ (21,395,303)
Total Estimated Revenue	<u>\$ (21,395,303)</u>

Section 6. That the Council of the City of Alexandria, Virginia, does hereby make provision for and transfer appropriations in the General Fund in the amounts hereafter stated that are required to defray certain expenditures and liabilities, as follows:

GENERAL FUND

APPROPRIATION:

Clerk of the Court	\$	150,000
Human Rights		20,000
City Clerk		10,000
City Attorney		550,000
Alexandria Libraries		50,000
General Services		5,000
Historic Alexandria		(15,000)
Finance		(20,000)
Non Departmental		(750,000)
Total Appropriation	\$	<u>0</u>

Section 7. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for Fiscal Year 2020 the source of such amount being CARES Act Funds for which the proceeds were authorized and adjusted after July 1, 2020 but not appropriated, and further that the council does hereby allot or reduce the amount so appropriated to the several city departments for Fiscal Year 2020, as follows:

CARES ACT FUND

APPROPRIATION:

Housing	\$	4,000,000
Community and Human Services		2,400,000
Alexandria Health Department		500,000
Non Departmental		7,009,478
Total Appropriation	\$	<u>13,909,478</u>

CARES ACT FUND

ESTIMATED REVENUE:

Housing	\$	4,000,000
Community and Human Services		2,400,000
Alexandria Health Department		500,000
Non Departmental		7,009,478
Total Estimated Revenue	\$	<u>13,909,478</u>

Section 8. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the City for COVID-19 response for Fiscal Year 2020 the source of such amount being external Special Revenue Funds for which the proceeds were authorized and adjusted after July 1, 2020 but not appropriated, and further that the council does hereby allot or reduce the amount so appropriated to the several city departments for Fiscal Year 2020, as follows:

SPECIAL REVENUE FUND

ESTIMATED REVENUE:

Fire	\$ 992,435
Police	113,197
Non Departmental	<u>2,894,368</u>
Total Estimated Revenue	<u>\$ 4,000,000</u>

SPECIAL REVENUE FUND

APPROPRIATION:

Fire	\$ 992,435
Police	113,197
Non Departmental	<u>2,894,368</u>
Total Estimated Revenue	<u>\$ 4,000,000</u>

Section 9. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter stated the amount hereafter stated that is required to defray certain expenditures and liabilities of the city for Fiscal Year 2020, the source of such amount being Committed General Fund Balance, and further, that the council does hereby allot the amount so appropriated, as follows:

GENERAL FUND

ESTIMATED REVENUE:

Committed General Fund Balance	\$ 3,000,000
Total Estimated Revenue	<u>\$ 3,000,000</u>

APPROPRIATION:

Non Departmental	\$ 3,000,000
Total Appropriation	<u>\$ 3,000,000</u>

Section 10. That the Council of the City of Alexandria, Virginia, does hereby make provision for and appropriate to the fund hereafter named the amount hereafter stated that is required to defray certain expenditures and liabilities of the city for Fiscal Year 2020, the source of such amount being General Fund Interfund Transfer to a Component Unit, and further, that the council does hereby allot the amount so appropriated, as follows:

COMPONENT UNIT

ESTIMATED REVENUE:

Alexandria Libraries	\$ 50,000
Total Estimated Revenue	<u>\$ 50,000</u>

APPROPRIATION:

Alexandria Libraries	\$ 50,000
Total Appropriation	<u>\$ 50,000</u>

Section 11. That this ordinance shall be effective upon the date and at the time of its final passage.

25. Public Hearing, Second Reading and Final Passage of an amended ordinance to ensure the continuity of city government, implementing emergency procedures, modifying public meeting requirements and public practices and procedures in order to address continuity of operations associated with the COVID-19 Pandemic Disaster. [ROLL-CALL VOTE]

(A copy of the informal memorandum explaining the ordinance is on file in the Office of the City Clerk and Clerk and Council, marked Exhibit No. 1 of Item No. 25; 06/20/20, 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. 25; 06/20/20, and is incorporated as part of this record by reference.)

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Aguirre and carried unanimously, City Council closed the public hearing and adopted an amended ordinance to ensure the continuity of city government, implementing emergency procedures, modifying public meeting requirements and public practices and procedures in order to address continuity of operations associated with the COVID-19 Pandemic Disaster. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldin; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5288

AN ORDINANCE TO ENSURE THE CONTINUITY OF THE CITY GOVERNMENT, IMPLEMENTING EMERGENCY PROCEDURES, MODIFYING PUBLIC MEETING REQUIREMENTS AND PUBLIC PRACTICES AND PROCEDURES IN ORDER TO ADDRESS CONTINUITY OF OPERATIONS ASSOCIATED WITH THE COVID-19 PANDEMIC DISASTER

WHEREAS, on March 12, 2020, Governor Ralph S. Northam issued Executive Order Fifty-One declaring a state of emergency for the Commonwealth of Virginia arising from the novel Coronavirus (COVID-19) pandemic; and

WHEREAS, Executive Order Fifty-One acknowledged the existence of a public health emergency which constitutes a disaster as defined by Virginia Code § 44-146.16 arising from the public health threat presented by a communicable disease anticipated to spread; and

WHEREAS, Executive Order Fifty-One ordered implementation of the Commonwealth of Virginia Emergency Operations Plan, activation of the Virginia Emergency Operations Center to provide assistance to local governments, and authorization for executive branch agencies to waive “any state requirement or regulation” as appropriate; and

WHEREAS, Governor Northam has issued several Executive Orders since Executive Order Fifty-One addressing the many challenges posed by the COVID-19 pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency, beginning March 1, 2020, in response to the spread of COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a pandemic; and

WHEREAS, on March 14, 2020, effective at 5:00 p.m. and extending through June 10, 2020, at 5:00 p.m., or as may be amended by the City Council (~~the “Emergency Period”~~), the City Manager, in his capacity as Director of Emergency Management, issued a Declaration of Local Emergency (the “City Declaration”) applicable throughout the entire City of Alexandria, Virginia (the “City”), pursuant to authority granted pursuant to City Code Section 4-3-5, Virginia Code Sections 44-146.21 and 15.2-1413, which City Declaration was unanimously consented to by the City Council on March 14, 2020, pursuant to City Resolution No.2928, as required by applicable law; on June 9, 2020, the City Manager extended such Declaration of Local Emergency through September 30, 2020 which extension was unanimously consented to by the City Council on June 9, 2020 pursuant to Resolution No. 2928_as required by applicable law (the “Emergency Period”); and

WHEREAS, the City Council finds that COVID-19 constitutes a real and substantial threat to public health and safety and constitutes a “disaster” as defined by Virginia Code §44-146.16 being a “communicable disease of public health threat;” and

WHEREAS, Virginia Code § 15.2-1413 provides that, notwithstanding any contrary provision of law, a locality may, by ordinance, provide a method to assure continuity of government in the event of a disaster for a period not to exceed six months; and

WHEREAS, Virginia Code § 44-146.21(C) further provides that a local director of emergency management or any member of a governing body in his absence may upon the declaration of a local emergency “proceed without regard to time-consuming procedures and formalities prescribed by law (except mandatory constitutional requirements) pertaining to performance of public work;” and

WHEREAS, Virginia Code § 2.2-3708.2(A)(3) allows, under certain procedural requirements including public notice and access, that members of the City Council may convene solely by electronic means “to address the emergency;” and

WHEREAS, the open public meeting requirements of the Virginia Freedom of Information Act (“FOIA”) are limited only by a properly claimed exemption provided under that Act or “any other statute;” and

WHEREAS, the Attorney General of Virginia issued an opinion dated March 20, 2020 stating that localities have the authority during disasters to adopt ordinances to ensure the continuity of government; and

WHEREAS, this ordinance in response to the disaster caused by the COVID-19 pandemic promotes public health, safety and welfare and is consistent with the law of the Commonwealth of Virginia, the Constitution of Virginia and the Constitution of the United States of America.

NOW THEREFORE, THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

1. That the COVID-19 pandemic makes it unsafe to assemble in one location a quorum for public bodies including the City Council, the School Board, the Planning Commission and all local and regional boards, commissions, committees and authorities created by the City Council, or on which the City Council has a member, or to which the City Council appoints all or a portion of its members (collectively "Public Entities" and individually "Public Entity"), or for such Public Entities to conduct meetings in accordance with normal practices and procedures.
2. That in accordance with Virginia Code § 15.2-1413, and notwithstanding any contrary provision of law, general or special, the following emergency procedures are adopted to ensure the continuity of government during this emergency and disaster:
 - a. Any meeting or activities which require the physical presence of members of the Public Entities may be held through real time electronic means (including audio, telephonic, video or other practical electronic medium) without a quorum physically present in one location and any City of Alexandria appointee, designee, or representative to such Public Entities are authorized to participate in such meeting electronically ; and
 - b. The docket items to be discussed at such electronic meetings shall be limited to those topics 1) necessary for the continuity of the government; 2) authorized pursuant to Section 2.2-3708.2(A)(3) of the Code of Virginia; or 3) authorized pursuant to any other authority the Commonwealth may provide to localities for electronic meetings without a quorum physically assembled after this ordinance is adopted; and
 - c. Prior to holding any such electronic meeting, except for emergency meetings, the Public Entity shall provide public notice of at least three days in advance of the electronic meeting identifying how the public may participate or otherwise offer comment; and
 - d. Any such electronic meeting of Public Entities shall state on its agenda and at the beginning of such meeting that it is being held pursuant to and in compliance with this Ordinance; identify Public Entity members physically and/or electronically present; identify the persons responsible for receiving public comment; and identify notice of the opportunities for the public to access and participate in such electronic meeting; and
 - e. Any such electronic meeting of the Public Entities shall be open to electronic participation by the public and closed to in-person participation by the public; and
 - f. For any matters requiring a public hearing, public comment may be solicited by electronic means in advance and shall also be solicited through telephonic or other electronic means during the course of the electronic meeting. All such public comments will be provided to members of the Public Entity at or before the electronic meeting and made part of the record for such meeting; and
 - g. The minutes of all electronic meeting shall conform to the requirements of law, identify how the meeting was conducted, members participating, and specify what actions were taken at the meeting. The Public Entities may approve minutes of an electronic meeting at a subsequent electronic meeting and shall later approve all such minutes at a regular or special meeting after the emergency and disaster has ended.

IT IS FURTHER ORDAINED that notwithstanding any provision of law, regulation or policy to the contrary, any deadlines requiring action by a Public Entity, its officers (including Constitutional Officers) and employees of its organization shall be suspended during this emergency and disaster, however, the Public Entities, officers and employees thereof are encouraged to take such action as is practical and appropriate to meet those deadlines. Failure to meet any such deadlines shall not constitute a default, violation, approval, recommendation or otherwise.

IT IS FURTHER ORDAINED, that non-emergency public hearings and action items of Public Entities may be postponed to a date certain provided that public notice is given so that the public are aware of how and when to present their views.

IT IS FURTHER ORDAINED, that for any appointments made by the City Council to boards and commissions established in the City Code that may expire during the Emergency Period, the current appointee in the expiring position shall continue to hold office until his/her successor is appointed and qualified.

IT IS FURTHER ORDAINED, that the City's Director of Emergency Management may take any of the following actions on a temporary basis in order to properly allocate City resources, ensure the safety of the public, and address impacts to the business community by the emergency: (1) waive or reduce fees or penalty or interest imposed by any City ordinance; (2) waive enforcement, in whole or in part, of any City ordinance; or (3) modify, limit, waive, suspend, or amend any City program, service, function, process, or procedure, unless prohibited by State or Federal law. The Director must apply the action uniformly for similar situations and not on a case-by-case basis. The Director's actions taken pursuant to this paragraph will be effective only until the next regular meeting of the City Council, at which time the Council may ratify and extend the time for which the Director's action remains in effect; and

IT IS FURTHER ORDAINED, that the provisions of this Ordinance shall remain in full force and effect for six (6) months from the date of the termination of the Emergency Period, unless sooner rescinded by the City Council. Upon rescission by the City Council or automatic expiration as described herein, this ordinance shall terminate and normal practices and procedures of government shall resume.

Nothing in this Ordinance shall prohibit Public Entities from holding in-person public meetings provided that public health and safety measures as well as social distancing are taken into consideration.

That this ordinance shall be effective upon its adoption.

19. Public Hearing, Second Reading and Final Passage of an ordinance to amend Chapter 3 ("CITY DEPARTMENTS AND AGENCIES") of Title 2 ("GENERAL GOVERNMENT") of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding a new Section 2-3-5, "Prohibition of Firearms on City Property." [ROLL-CALL VOTE]

The following persons participated in the public hearing on this item:

1. Mark Shinn, Alexandria, spoke in opposition to the ordinance.

2. Adam Grossman, Alexandria, spoke in opposition to the ordinance.
3. Jesse Kirk, Alexandria, spoke in opposition to the ordinance.
4. Veronica Slootsky, spoke in opposition to the ordinance.
5. Joseph Hamill, Pennsylvania, spoke in opposition to the ordinance.
6. Giovanni Traina, Alexandria, spoke in opposition to the ordinance.
7. Matthew Girardi, Alexandria, spoke in opposition to the ordinance.
8. Philip Van Cleve, spoke in opposition to the ordinance.
9. Patrick Weeks, Alexandria, spoke in opposition to the ordinance.
10. Brian Schaeffer, Alexandria, spoke in opposition to the ordinance.
11. Steve Birnbaum, Alexandria, spoke in opposition to the ordinance.
12. Demetrius Brown, Woodbridge, spoke in opposition to the ordinance.
13. Bret Lansdell, spoke in opposition to the ordinance.
14. James Fox, spoke in opposition to the ordinance.
15. Brooke Glisson, Alexandria, spoke in support of the ordinance.
16. Kevin Connell, Alexandria, spoke in support of the ordinance.
17. Joseph Canny, Alexandria, spoke in support of the ordinance.
18. Michael Cannon, Alexandria, spoke in opposition to the ordinance.
19. Kelly Dresen, Alexandria, spoke in support of the ordinance.
20. Mary Huber, Alexandria, spoke in support of the ordinance.
21. Del. Mark Levine, Alexandria, spoke in support of the ordinance.
22. Courtney DeThomas, Alexandria, spoke in support of the ordinance.
23. Lisa Kilday, Alexandria, spoke in opposition to the ordinance.
24. Jacqueline Boltz, Alexandria, spoke in support of the ordinance.
25. David Khol, spoke in opposition to the ordinance.

26. Timothy Angers, Alexandria, spoke in opposition to the ordinance.
27. Len Garon, Alexandria, spoke in support of the ordinance.
28. Katie Palvich, Alexandria, spoke in opposition to the ordinance.
29. Erik Olson, Alexandria, spoke in support of the ordinance.
30. Howard Weiss, Alexandria, spoke in support of the ordinance.
31. Kyle Martin, spoke in opposition to the ordinance.
32. Jeffrey Needles, Alexandria, spoke in opposition to the ordinance.
33. Nathan Chaney, Alexandria, spoke in opposition to the ordinance.
34. Barbara Haley, Alexandria, spoke in support of the ordinance.
35. Megan Ahearn, Alexandria, spoke in support of the ordinance.
36. Gregory Wangler, spoke in opposition to the ordinance.
37. Ryan Maatta, spoke in opposition to the ordinance.
38. Stephanie Howlett, spoke in opposition to the ordinance.
39. Anne Mennen, spoke in opposition to the ordinance.
40. Bernardo Piereck, spoke in opposition to the ordinance.
41. Jason Forrest, spoke in opposition to the ordinance.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Bennett-Parker and carried unanimously, City Council closed the public hearing. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

A motion was made by Councilman Chapman to remove the words adjacent to in line 23 of the ordinance. The motion failed for lack of a second.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Bennett-Parker and carried unanimously by roll-call vote, City Council adopted an ordinance to amend Chapter 3 (CITY DEPARTMENTS AND AGENCIES) of Title 2 (GENERAL GOVERNMENT) of the Code of the City of Alexandria, Virginia, 1981, as amended, with language added at Line 15, stating "ammunition or components or combinations thereof;" and with language added at Line 38, stating " museums displaying firearms and the...;" by adding a new Section 2-3-5, "Prohibition of Firearms on City Property." The vote was as follows: In

favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

The ordinance reads as follows:

ORDINANCE NO. 5282

AN ORDINANCE to amend Chapter 3 (“CITY DEPARTMENTS AND AGENCIES”) of Title 2 (“GENERAL GOVERNMENT”) of The Code of the City of Alexandria, Virginia, 1981, as amended, by adding a new Section 2-3-5, “Prohibition of Firearms on City Property.”

THE CITY COUNCIL OF ALEXANDRIA HEREBY ORDAINS:

Section 1. That Chapter 3 of Title 2 of the Code of the City of Alexandria, Virginia, 1981, as amended, be, and the same hereby is, amended by adding new section 2-3-5 as follows:

Sec. 2-3-5 Prohibition of Firearms on City Property

(1) The possession, carrying or transportation of firearms, ammunition or components or combinations thereof (a) in any buildings, or part thereof, owned or used, by the City, or by any authority or local governmental entity created or controlled by the City, for governmental purposes; or (b) in parks owned or operated by the City, or by any authority or local governmental entity created or controlled by the City (c) in any recreational or community center facility operated by the locality, or by any authority or local governmental entity created or controlled by the City and (d) in any public street, road, alley, or sidewalk or public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit, is prohibited.

(2) The possession, carrying, storage or transportation of firearms by City employees, agents or volunteers in workplaces owned, operated or managed by the City is prohibited.

(3) Pursuant to this Section, the City may implement security measures that are designed to reasonably prevent the unauthorized access of such buildings, parks, recreation or community center facilities, or public streets, roads, alleys, or sidewalks or public rights-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit by a person with any firearms, ammunition, or components or combination thereof, such as the use of metal detectors and increased use of security personnel.

(4) This section shall not apply to (a) military personnel when acting within the scope of their official duties, (b) sworn law enforcement officers, (c) private security personnel hired by the City, when any of them are present in buildings owned, leased or operated by the City or in parks and in any recreational or community facility that is owned or used by the City; (d) museums displaying firearms and the personnel and volunteers of

museums or living history re-enactors and interpreters, who possess firearms that are not loaded with projectiles, when such persons are participating in, or traveling to or from, historical interpretive events that involve the display or demonstration of such firearms, and (e) activities of (i) a Senior Reserve Officers' Training Corps program operated at a public or private institution of higher education in accordance with the provisions of 10 U.S.C. § 2101 et seq. or (ii) any intercollegiate athletics program operated by a public or private institution of higher education and governed by the National Collegiate Athletic Association or any club sports team recognized by a public or private institution of higher education where the sport engaged in by such program or team involves the use of a firearm. Such activities in (e) above shall follow strict guidelines developed by such institutions for these activities and shall be conducted under the supervision of staff officials of such institutions.

(5) Notice of the restrictions imposed by this ordinance shall be posted (i) at all entrances of any building, or part thereof, owned or used by the City, or by any authority or local governmental entity created or controlled by the City, for governmental purposes; (ii) at all entrances of any public park owned or operated by the City, or by any authority or local governmental entity created or controlled by the City; (iii) at all entrances of any recreation or community center facilities operated by the City, or by any authority or local governmental entity created or controlled by the City; and (iv) at all entrances or other appropriate places of ingress and egress to any public street, road, alley, or sidewalk or public right-of-way or any other place of whatever nature that is open to the public and is being used by or is adjacent to a permitted event or an event that would otherwise require a permit.

(6) Any person violating subsection 2-3-5(1) shall be guilty of a Class 1 misdemeanor.

Section 2. That Chapter 3 as amended pursuant to Section 1 of this ordinance, be, and the same hereby is, reordained as part of the City of Alexandria City Code.

Section 3. That the provisions of this ordinance be effective on July 1, 2020.

**REPORTS OF BOARDS, COMMISSIONS AND COMMITTEES (continued)
DEFERRAL/WITHDRAWAL CONSENT CALENDAR**

Planning Commission (continued)

None.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council adjourned the public hearing meeting of June 20, 2020 at 3:00 p.m. The vote was as follows: In favor, Mayor Wilson, Vice Mayor Bennett-Parker, Councilman Aguirre, Councilman Chapman, Councilwoman Jackson, Councilwoman Pepper, and Councilman Seifeldein; Opposed, none.

APPROVED BY:

JUSTIN M. WILSON MAYOR

ATTEST:

Gloria A. Sitton, CMC City Clerk

Adopted: February 9, 2021
Ratified:

DRAFT