

City of Alexandria

*301 King St., Room 2400
Alexandria, VA 22314*



Action Docket - Final

Tuesday, June 26, 2018

6:00 PM

Council Chambers

City Council Legislative Meeting

1. Calling the Roll.

Mayor Silberberg called the meeting to order, and the City Clerk called the roll. All members of Council were present, except Councilmember Lovain, who was absent.

2. [18-7849](#)

Consideration of a closed meeting for Discussion of the Performance of Specific City Council Appointees and for Consultation with legal counsel and staff regarding actual or probable litigation and for Consultation with legal counsel to discuss the disposition or publicly held real property.

City Council convened in closed executive session at 6:02 p.m., to discuss with legal counsel actual or probable litigation and specific legal matters requiring the provision of legal advice; to discuss or consider the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position of the City; and to discuss the performance of specific appointees and constitutional officers; specifically, the proposed settlement of a personal injury claim against the City and one of its employees, the proposed sale price and conditions for two City owned real estate parcels, and the annual evaluations and salaries of City Council's three appointees and two constitutional officers; pursuant to Section 2.2-3711 (A)(1), (3), (7), and (8) of the Code of Virginia.

City Council reconvened in open session at 7:25 p.m.

City Council approved the settlement of Albert Thomas Weadon v. City of Alexandria and Carol Layer, as recommended by City Attorney in closed executive session.

3. Moment of Silence and Pledge of Allegiance

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

4. Reading and Acting Upon the Minutes of the Following Meetings of City Council:**[18-7848](#)**

The Regular Meeting Minutes of April 24, 2018; and the Regular Meeting Minutes of June 13, 2018.

City Council approved the minutes of the following meetings of City Council: the regular meeting minutes of April 24, 2018 and the regular meeting minutes of June 13, 2018.

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

***City/Schools Subcommittee (Mayor Silberberg and Vice Mayor Wilson)**

***Visit Alexandria Board of Governors (Vice Mayor Wilson)**

***Washington Metro Area Transit Authority (WMATA) (Councilman Smedberg)**

Virginia Railway Express (VRE) (Councilman Smedberg)**Northern Virginia Transportation Commission (NVTC) (Councilman Smedberg)**

City Council gave the reports.

ORAL REPORT FROM THE CITY MANAGER

City Manager Jinks reported that at about 4 p.m., a large tree fell across Beauregard Street, hitting a car and a DASH bus. There were no injuries and the Dominion Power customer to lost power was the Hermitage. Mr. Jinks noted that the Hermitage has a backup generator and should have power restored between 8 p.m. and 11 p.m.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER (five min.)**CONSENT CALENDAR (5-7)****(Reports and Recommendations of the City Manager)**

5. [18-7284](#) Consideration of Approval of a One Year Extension to the Existing Washington Metropolitan Area Transit Authority Capital Funding Agreement.
6. [18-7853](#) Consideration of the Release of \$100,000 from FY 2019 Contingent Reserves to Create an Opioid and Other Drugs Recovery Coordinator Position.
7. [18-7811](#) Consideration of a Grant Renewal to the United States Department of Agriculture (USDA) Child and Adult Food Program for At-Risk After School Snack Program for the FY 2019 School Year Snack Program Sponsored by the Department of Recreation, Parks and Cultural Activities.

END OF CONSENT CALENDAR

City Council approved the consent calendar. The City Manager's approvals were as follows:

5. City Council: (1) approved a one-year extension by approved a Third Amendment to the existing Washington Metropolitan Area Transit Authority (WMATA) Capital Funding Agreement. (CFA); (2) authorized the City Manager to sign and execute the FY 2019 WMATA CFA; and (3) approved the City opting out of up to \$11.2 million of WMATA debt issuance by utilizing City CIP funds to pay up to \$11.2 million, and thereby save over a 25-year period on future WMATA debt service charged to the City.

6. City Council: (1) authorized the release of \$100,000 in contingent reserves for the creation of an Opioid and Other Drugs Recovery Coordinator position (1.0 FTE Grad 22/Supervisory Program Analyst); and (2) that staff continue to seek out alternative funding sources to support this work.

7. City Council authorized the City Manager to: (1) submit the At-Risk After School grant renewal application to the United States Department of Agriculture for Fiscal Year 2019 (due date September 1, 2018); (2) affirm that there are no funds available in the City budget to continue these activities once the grant funds are expended; and (3) execute all documents that may be required.

ROLL-CALL CONSENT CALENDAR (8-12)

8. [18-7781](#) Consideration of a Resolution Approving the Issuance of Refunding Bonds by the Industrial Development Authority (IDA) of Fairfax County to assist Inova Health Systems (Inova) in refunding all or a portion of certain outstanding revenue bonds. [ROLL-CALL VOTE]
9. [18-7821](#) Consideration of a Request to Approve a Resolution Designating the Bellefonte Apartments Site a Revitalization Area. [ROLL-CALL VOTE]
10. [18-7837](#) Consideration of a Resolution to Establish the 2018 Personal Property Tax Relief Rates. [ROLL-CALL VOTE]
11. [18-7784](#) Public Hearing, Second Reading and Final Passage of an Ordinance to amend and reordain Section 2-126 (BUSINESS AND PROFESSIONAL OFFICE), Section 2-174 (MEDICAL CARE FACILITY), Section 2-176 (MEDICAL OFFICE), of Article II (DEFINITIONS); Section 3-902 (PERMITTED USES), of Division B (TOWNHOUSE AND MULTIFAMILY ZONES) of Article III (RESIDENTIAL ZONE REGULATIONS); Section 4-102 (PERMITTED USES), Section 4-102.1 (ADMINISTRATIVE SPECIAL USES), Section 4-107 (USE LIMITATIONS), 4-202 (PERMITTED USES), 4-202.1 (ADMINISTRATIVE SPECIAL USES), 4-207 (USE LIMITATIONS), Section 4-302 (PERMITTED USES), Section 4-302.1 (ADMINISTRATIVE SPECIAL USES), Section 4-307 (USE LIMITATIONS), Section 4-402 (PERMITTED USES), Section 4-402.1 (ADMINISTRATIVE SPECIAL USES), Section 4-407 (USE LIMITATIONS), Section 4-502 (PERMITTED USES), Section 4-502.1 (ADMINISTRATIVE SPECIAL USES), Section 4-507 (USE LIMITATIONS), Section 4-602 (PERMITTED USES), Section 4-602.1 (ADMINISTRATIVE SPECIAL USES), Section 4-607 (USE LIMITATIONS), Section 4-702.1 (ADMINISTRATIVE SPECIAL USES), Section 4-802 (PERMITTED USES), Section 4-802.1 (ADMINISTRATIVE SPECIAL USES), Section 4-807 (USE LIMITATIONS), Section 4-902 (PERMITTED USES), Section 4-902.1 (ADMINISTRATIVE SPECIAL USES), Section 4-906 (USE LIMITATIONS), Section 4-1002 (PERMITTED USES), Section 4-1002.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1006 (USE LIMITATIONS), Section 4-1102 (PERMITTED USES), Section 4-1102.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1106 (USE LIMITATIONS), Section 4-1202 (PERMITTED USES), Section 4-1202.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1403 (PERMITTED USES), Section 4-1403.1 (ADMINISTRATIVE SPECIAL

USES), Section 4-1404 (SPECIAL USES), Section 4-1413 (USE LIMITATIONS), of Article IV (COMMERCIAL, OFFICE AND INDUSTRIAL ZONES); Section 5-102 (PERMITTED USES), Section 5-102.1 (ADMINISTRATIVE SPECIAL USES), Section 5-110 (USE LIMITATIONS), Section 5-202 (PERMITTED USES), Section 5-202.1 (ADMINISTRATIVE SPECIAL USES), Section 5-210 (USE LIMITATIONS), Section 5-302 (PERMITTED USES), Section 5-302.1 (ADMINISTRATIVE SPECIAL USES), Section 5-310 (USE LIMITATIONS), Section 5-402 (PERMITTED USES), Section 5-402.1 (ADMINISTRATIVE SPECIAL USES), Section 5-403 (SPECIAL USES), Section 5-511 (USE LIMITATIONS), of Article V (MIXED USE ZONES); Section 6-603 (USES), Section 6-702 (USES), Section 6-707 (USE LIMITATIONS), of Article VI (SPECIAL AND OVERLAY ZONES); Section 7-302 (PROHIBITED OCCUPATIONS), Section 7-303 (USE LIMITATIONS), of Article VII (SUPPLEMENTAL ZONE REGULATIONS); Section 8-200 (GENERAL PARKING REGULATIONS), of Article VIII (OFF-STREET PARKING AND LOADING); Section 11-513 (ADMINISTRATIVE SPECIAL USE PERMIT), of Division B (DEVELOPMENT APPROVALS) of Article XI (DEVELOPMENT APPROVALS AND PROCEDURES); and add new Section 2-153.2 (HEALTH PROFESSION OFFICE) of Article II (DEFINITIONS) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by City Council as Text Amendment No. 2018-0005 (Implementation Ordinance for Text Amendment associated with message update approved by City Council on June 23, 2018).[ROLL-CALL VOTE]

12. [18-7786](#)

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 Potomac Yard/Potomac Greens chapter of such master plan as Master Plan Amendment No. 2018-0001 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 related to National Institutes for the Blind approved by City Council on June 23, 2018).
[ROLL-CALL VOTE]

City Council approved the roll-call consent calendar by roll-call vote. The approval was as follows:

8. City Council adopted a resolution approved the issuance of refunding bonds by the Industrial Development Authority (IDA) of Fairfax County to assist Inova Health Systems in refunding all or a portion of certain outstanding revenue bonds. (RES. NO. 2831)

9. City Council: (a) approved a resolution designating the Bellefonte Apartments site a Revitalization Area pursuant to Section 36-55.30:2A of the Virginia Code; and (b) authorized the City Manager to execute documents related to the tax credit application and the refinancing plan, including a letter of support. (RES. NO. 2832)

10. City Council adopted a resolution to establish the personal property tax relief rates for calendar year 2018. (RES. NO. 2833)

11. City Council adopted an ordinance to amend and reordain Section 2-126 (BUSINESS AND PROFESSIONAL OFFICE), Section 2-174 (MEDICAL CARE FACILITY), Section 2-176 (MEDICAL OFFICE), of Article II (DEFINITIONS); Section 3-902 (PERMITTED USES), of Division B (TOWNHOUSE AND MULTIFAMILY ZONES) of Article III (RESIDENTIAL ZONE REGULATIONS); Section 4-102 (PERMITTED USES), Section 4-102.1 (ADMINISTRATIVE SPECIAL USES), Section 4-107 (USE LIMITATIONS), 4-202 (PERMITTED USES), 4-202.1 (ADMINISTRATIVE SPECIAL USES), 4-207 (USE LIMITATIONS), Section 4-302 (PERMITTED USES), Section 4-302.1 (ADMINISTRATIVE SPECIAL USES), Section 4-307 (USE LIMITATIONS), Section 4-402 (PERMITTED USES), Section 4-402.1 (ADMINISTRATIVE SPECIAL USES), Section 4-407 (USE LIMITATIONS), Section 4-502 (PERMITTED USES), Section 4-502.1 (ADMINISTRATIVE SPECIAL USES), Section 4-507 (USE LIMITATIONS), Section 4-602 (PERMITTED USES), Section 4-602.1 (ADMINISTRATIVE SPECIAL USES), Section 4-607 (USE LIMITATIONS), Section 4-702.1 (ADMINISTRATIVE SPECIAL USES), Section 4-802 (PERMITTED USES), Section 4-802.1 (ADMINISTRATIVE SPECIAL USES), Section 4-807 (USE LIMITATIONS), Section 4-902 (PERMITTED USES), Section 4-902.1 (ADMINISTRATIVE SPECIAL USES), Section 4-906 (USE LIMITATIONS), Section 4-1002 (PERMITTED USES), Section 4-1002.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1006 (USE LIMITATIONS), Section 4-1102 (PERMITTED USES), Section 4-1102.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1106 (USE LIMITATIONS), Section 4-1202 (PERMITTED USES), Section 4-1202.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1403 (PERMITTED USES), Section 4-1403.1 (ADMINISTRATIVE SPECIAL USES), Section 4-1404 (SPECIAL USES), Section 4-1413 (USE LIMITATIONS), of Article IV (COMMERCIAL, OFFICE AND INDUSTRIAL ZONES); Section 5-102 (PERMITTED USES), Section 5-102.1 (ADMINISTRATIVE SPECIAL USES), Section 5-110 (USE LIMITATIONS), Section 5-202 (PERMITTED USES), Section 5-202.1 (ADMINISTRATIVE SPECIAL USES), Section 5-210 (USE LIMITATIONS), Section 5-302 (PERMITTED USES), Section 5-302.1 (ADMINISTRATIVE SPECIAL USES), Section 5-310 (USE LIMITATIONS), Section 5-402 (PERMITTED USES), Section 5-402.1 (ADMINISTRATIVE SPECIAL USES), Section 5-403 (SPECIAL USES), Section 5-511 (USE LIMITATIONS), of Article V (MIXED USE ZONES); Section 6-603 (USES), Section 6-702 (USES), Section 6-707 (USE LIMITATIONS), of Article VI (SPECIAL AND OVERLAY ZONES); Section 7-302 (PROHIBITED OCCUPATIONS), Section 7-303 (USE LIMITATIONS), of Article VII (SUPPLEMENTAL ZONE REGULATIONS); Section 8-200 (GENERAL PARKING REGULATIONS), of Article VIII (OFF-STREET PARKING AND LOADING); Section 11-513 (ADMINISTRATIVE SPECIAL USE PERMIT), of Division B (DEVELOPMENT APPROVALS) of Article XI (DEVELOPMENT APPROVALS AND PROCEDURES); and add new Section 2-153.2 (HEALTH PROFESSION OFFICE) of Article II (DEFINITIONS) of the City of Alexandria Zoning Ordinance, in accordance with the text amendment heretofore approved by City Council as Text Amendment No. 2018-0005. (ORD. NO. 5155)

12. City Council adopted an ordinance to amend and reordain the Master Plan of the City of Alexandria, Virginia, by adopting an incorporating therein the amendment heretofore approved by City Council to the Potomac Yard/Potomac Greens chapter of such master plan as Master Plan Amendment No. 2018-0001 and no the amendment, and to repeal all provisions of the said master plan as may be inconsistent with such amendment. (ORD. NO. 5156)

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION (60 min.)

13. [18-7851](#) Information Technology Commission Recommendation on Net Neutrality. [ROLL-CALL VOTE]
City Council adopted the resolution as recommended by the Information Technology Commission supporting the principles of Net Neutrality. (RES. NO. 2839)
14. [18-7809](#) Priority Based Budgeting Presentation.
City Council received the priority based budgeting presentation.
15. [18-7807](#) Consideration of a Resolution for Modifications to the Potomac Yard Metrorail Implementation Work Group Membership. [ROLL-CALL VOTE]
City Council adopted the resolution for modifications to the Potomac Yard Metrorail Implementation Work Group (PYMIG) membership. (RES. NO. 2834)
16. [18-7734](#) Consideration of an Amended and Restated Service Agreement with City of Alexandria, Virginia Sanitation Authority (d/b/a Alexandria Renew Enterprises) for it to Continue to Accept, Collect, and Treat Sewage Entering the Authority's System from the City's Separate and Combined Sewage Collection Systems.
City Council: (1) approved the amended and restated service agreement (service agreement) with the City of Alexandria, Virginia Sanitation Authority d/b/a Alexandria Renew Enterprises (Alexandrian Renew); and (2) authorized the City Manager to enter into the proposed service agreement consistent with the terms and conditions of the service agreement.
17. [18-7735](#) Consideration of a Resolution Establishing the Combined Sewer Outfall Project Review Team Workgroup as a City Council Subcommittee. [ROLL-CALL VOTE]
City Council: (1) adopted the resolution to establish the Combined Sewer Outfall (CSO) Project Review Team Workgroup ("Workgroup") as a Subcommittee of City Council; and (2) Appoint two members of City Council to serve on the Workgroup. (RES. NO. 2835)
18. [18-7285](#) Consideration of a Resolution to Support Grant Applications to the Virginia Department of Transportation and Department of Rail and Public Transportation for FY 2024 to FY 2025 SMART SCALE Projects. [ROLL-CALL VOTE]
City Council: (1) adopted a resolution to support grant applications to the Virginia Department of Transportation and Department of Rail and Public Transportation for FY 2024 to FY 2025 SMART SCALE projects in the amount of \$88.7 million; and (2) authorized the City Manager to execute all necessary documents that may be required. (RES. NO. 2836)
19. [18-7850](#) Consideration of a Resolution to Support Proposed Grant Applications to the U.S. Department of Transportation and Office of the Secretary of Transportation for Transportation Projects Eligible Under Better Utilizing Investments to Leverage

Development (BUILD). [ROLL-CALL VOTE]

City Council: (1) adopted a resolution to authorized and approve an application for up to \$25 million in Better Utilizing Investments to Leverage Development (BUILD) funds to the United States Department of Transportation (DOT) for the West End Transitway Corridor Investments; and (2) authorize the City Manager to execute all necessary documents that may be required under this program. (RES. NO. 2837)

19b. [18-7874](#)

Consideration of a Contingent Contract to Sell City-Owned Property at 912, 916, 920 King Street and 116 South Henry Street.

City Council authorized the City Manager to enter into a contract with Galena Capital Partners to sell the City-owned surplus properties located at 912, 916, 920 King Street and 116 South Henry Street for \$5,300,000 contingent upon: (2) approval of a Development Special Use Permit (DSUP) and any needed related land use approvals for this project by the Planning Commission, the Board of Architectural Review, and City Council; and (b) approval of the sale by the Planning Commission per Section 9.06 of the City Code to confirm adherence to the City's Master Plan and City Council approval per Section 2.03(g) of the City Charter and Section 15.2-2100 of the Virginia State Code.

ORAL REPORTS AND ORAL PRESENTATIONS BY MEMBERS OF CITY COUNCIL

- 1. Mayor Silberberg reported that a plaque dedication was held in the Market Square lobby on Saturday, June 23, honoring the late Patsy Ticer.*
- 2. Mayor Silberberg reported that she, along with City Manager Jinks and other key City staff, will be traveling to New York City on Wednesday and Thursday, for renewal of the City's bond rating.*
- 3. Mayor Silberberg reported that she will be attending Renaissance Weekend in Colorado from June 30 - July 4.*

OTHER

20. [18-7854](#)

Consideration of City Council Schedule.

City Council: (1) received the updated City Council schedule for July 2018 to June 2019; and (2) approved the City Council schedule.

Closed Meeting (if needed)

21. [18-7857](#)

Consideration of a closed meeting for Discussion of the Performance of Specific City Council Appointees and for Consultation with legal counsel and staff regarding actual or probable litigation.

City Council reconvened in closed executive session at 10:00 p.m. to discuss the performance of specific appointees and constitutional officers, and the annual evaluations and salaries of City Council's three appointees and two constitutional officers; pursuant to Sections 2.2-3711 (A)(1), (3), (7), and (8) of the Code of Virginia.

City Council reconvened in open session at 12:02 a.m.

City Council adopted the resolution regarding the closed executive session previously circulated to Council. (RES. NO. 2838)

The meeting adjourned at 12:03 a.m.

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