

CHARLOTTESVILLE CITY COUNCIL
July 20, 2020 Minutes
Virtual/electronic meeting

6:00 PM CLOSED MEETING

The Charlottesville City Council met electronically on Monday, July 20, 2020. The meeting was called to order at 6:02 p.m. with the following members present: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill and Mr. Lloyd Snook. Mr. Michael Payne joined the electronic closed meeting at 6:04 p.m. following the open meeting.

On motion by Ms. Hill, seconded by Mr. Snook, Council voted 5-0 (Ayes: Hill, Magill, Snook, Walker; Noes: none; Absent: Payne) to meet in closed session as authorized by Virginia Code Sections 2.2-3711 and 2.2-3712, specifically as authorized by authorized by Virginia Code Section 2.2-3711(A)(8) for consultation with legal counsel from the Charlottesville City Attorney's Office regarding the Police Civilian Review Board and legal advice concerning emergency ordinances.

On motion by Ms. Hill, seconded by Mr. Snook, Council certified by the following vote: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: none), that to the best of each Council member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Virginia Freedom of Information Act and identified in the Motion convening the closed session were heard, discussed or considered in the closed session.

The meeting adjourned at 6:33 p.m.

6:30 PM REGULAR MEETING

The Charlottesville City Council held a virtual meeting for its regular session on July 20, 2020, in an effort to comply with social distancing guidelines surrounding the COVID-19 pandemic Declaration of Emergency.

Ms. Walker called the meeting to order at 6:34 p.m. with the following members in attendance: Mayor Nikuyah Walker, Vice Mayor Sena Magill, Ms. Heather Hill, Mr. Michael Payne and Mr. Lloyd Snook.

On motion by Ms. Magill, seconded by Mr. Snook, Council by unanimous vote approved the meeting agenda.

Ms. Walker called for a Moment of Silence.

ANNOUNCEMENTS

Ms. Hill made an announcement about immediate openings on the Police Civilian Review Board and Planning Commission, and the September 11 deadline for third quarter board and commission applications.

Ms. Magill announced a rent and mortgage relief program through the Thomas Jefferson Planning District and advised the public to call the United Way. She also shared other resources.

Ms. Walker announced Alex Zan's 12th Annual Summer Event, "Imagination, Possibilities and Creativity Thinkshop" being held virtually. She then invited Dr. Denise Bonds, Health Director for the Thomas Jefferson Health District, to give an update on Covid-19 cases in the area.

RECOGNITIONS / PROCLAMATIONS

City Manager Tarron Richardson recognized the Finance Department for receiving the Government Finance Officers Association Certificate of Excellence in Reporting.

Ms. Walker read a proclamation for Minority Mental Health Awareness Month.

CONSENT AGENDA*

Clerk of Council Kyna Thomas read the following items

3. MINUTES: June 1 closed and regular meetings; June 8 closed meeting; June 11 closed meeting; June 15 closed and regular meetings; June 18 special/ closed meeting; June 23 closed meeting; June 25 closed meeting; June 30 work session

4. APPROPRIATION: Maintenance Vehicle Insurance Reimbursement – \$40,706.32 (2nd reading)

APPROPRIATION

Maintenance Vehicle Insurance Reimbursement - \$40,706.32

WHEREAS, Erie Insurance Company is reimbursing the City of Charlottesville for a vehicle loss associated with an accident involving vehicle #3338;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that a total of \$40,706.32 be appropriated in the following manner:

Revenues - \$40,706.32

\$40,706.32 Fund: 106 Cost Center: 3201001001 G/L Account: 451110

Expenditures - \$40,706.32

\$40,706.32 Fund: 106 Cost Center: 3201001001 G/L Account: 541040

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of funds from Erie Insurance.

5. APPROPRIATION: 2020 Energy and Water Management Program (EWMP) Fund \$1,429.47 (2nd reading)

APPROPRIATION
Energy and Water Management Program Fund - \$1,429.47

WHEREAS, the City of Charlottesville, through the Department of Public Works, has received payments from the PJM energy efficiency program and may conduct other activities that result in payments.

WHEREAS, the City of Charlottesville adopted an internal Energy and Water Management Policy in June 2019 that established a foundation for the Energy and Water Management Programs to realize commitments regarding reductions in emissions and resource waste;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville funding is hereby appropriated in the following manner:

Revenue

\$1,429.47 Fund: 105 Internal Order: 2000157 G/L Account: 451020

Expense:

\$1,429.47 Fund: 105 Internal Order: 2000157 G/L Account: 599999

BE IT FURTHER RESOLVED that any remaining funds will carry over into the following fiscal year and future income received in this account for the purposes of supporting energy efficiency and water efficiency measures will be automatically appropriated unless otherwise altered by Council.

6. APPROPRIATION: Grant Award from Virginia Department of Criminal Justice Services \$242,770 (2nd reading)

APPROPRIATION
Charlottesville Student Victim Outreach Program Department of Criminal Justice Services Victim of Crimes Act Grant - \$242,770

WHEREAS, the Human Services Department of the City of Charlottesville has been awarded \$242,770 from the Department of Criminal Justice Services Victim of Crimes Act, and

WHEREAS, the grant award covers the period from July 1, 2020 through June 30, 2021.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$242,770 is hereby appropriated in the following manner:

Revenue – \$242,770

| | | | |
|-----------|-----------|-------------------------|---------------------|
| \$194,621 | Fund: 209 | Cost Center: 3413018000 | G/L Account: 430120 |
| \$48,149 | Fund: 209 | Cost Center: 3413018000 | G/L Account: 498010 |

Expenditures - \$242,770

| | | | |
|-----------|-----------|-------------------------|---------------------|
| \$175,654 | Fund: 209 | Cost Center: 3413018000 | G/L Account: 519999 |
| \$67,116 | Fund: 209 | Cost Center: 3413018000 | G/L Account: 599999 |

Transfer - \$48,149

| | | | |
|----------|-----------|------------------------|---------------------|
| \$48,149 | Fund: 213 | Cost Center: 341300300 | G/L Account: 561209 |
|----------|-----------|------------------------|---------------------|

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$194,621 from the Virginia Department of Criminal Justice Services.

7. APPROPRIATION: Bureau of Justice Assistance (BJA) Coronavirus Emergency Supplemental Funding Program Fiscal Year 2020 \$80,781 (2nd reading)

APPROPRIATION

**BJA FY20 Coronavirus Emergency Supplemental Funding
Program Grant # 2020-VS-BX-1485 - \$80,781**

WHEREAS, the City of Charlottesville, through the Police Department, has received the U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance FY 2020 Coronavirus Emergency Supplemental Funding grant in the amount of \$80,781 to be used to prevent, prepare for and respond to the Coronavirus.

WHEREAS, the grant award covers the period from period January 1, 2020 through January 31, 2022.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that the sum of \$80,781, received from the U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance, is hereby appropriated in the following manner:

Revenue

| | | | |
|-----------|-----------|--------------|----------------------------|
| \$ 80,781 | Fund: 211 | I/O: 1900351 | G/L: 431110 Federal Grants |
|-----------|-----------|--------------|----------------------------|

Expenditure

| | | | |
|-----------|-----------|--------------|----------------------------------|
| \$ 9,250 | Fund: 211 | I/O: 1900351 | G/L: 520050 Cleaning Supplies |
| \$ 27,171 | Fund: 211 | I/O: 1900351 | G/L: 520070 Safety Supplies |
| \$ 3,900 | Fund: 211 | I/O: 1900351 | G/L: 520900 Mach/Equip/Furn (NC) |
| \$ 40,460 | Fund: 211 | I/O: 1900351 | G/L: 541040 Acq Com Itm-Veh (MA) |

BE IT FURTHER RESOLVED, that this appropriation is conditioned upon the receipt of \$80,781 from the U.S. Department of Justice, Office of Justice Programs' Bureau of Justice Assistance.

8. APPROPRIATION: Virginia Housing Solutions Program Supplemental COVID19

Grant Award \$243,276 (carried)

9. APPROPRIATION: Emergency Food and Shelter Program C.A.R.E.S. Act funding \$7,099 (carried)

10. APPROPRIATION: Open Society Foundation Emma Lazarus Campaign on Cities Grant - \$250,000 (carried)

11. RESOLUTION: Tax payment refund to Silverchair Science & Communications, Inc. \$90,342.49

**RESOLUTION
AUTHORIZING REFUND TO SILVERCHAIR SCIENCE & COMMUNICATIONS, INC
OF BUSINESS LICENSE TAXES PAID FOR 2017, 2018, AND 2019**

WHEREAS, the Commissioner of the Revenue has determined that Silverchair Science & Communications Inc. incorrectly paid 2017, 2018, and 2019 Charlottesville business license tax on gross receipts that were subject to income or other tax based upon income in other jurisdictions; and

WHEREAS, the 2017, 2018, and 2019 business license taxes for Silverchair Science & Communications Inc. were paid on time and as filed; and

WHEREAS, the Commissioner of the Revenue has certified that a refund of taxes paid is due in the amount of \$90,342.49; and

WHEREAS, City Code Section 30-6(b) requires City Council approval for any tax refund exceeding \$2,500.00; now, therefore,

BE IT RESOLVED by the Council for the City of Charlottesville, Virginia, that the City Council hereby authorizes the City Treasure to issue a refund of \$90,342.49, payable to Silverchair Science & Communications Inc.

12. RESOLUTION: Establishing the City Council policy on military style training and weapon acquisition for the Charlottesville Police Department

**RESOLUTION
OPPOSING CHARLOTTESVILLE POLICE DEPARTMENT
RECEIVING MILITARY-STYLE TRAINING AND ACQUIRING WEAPONRY
FROM THE U.S. MILITARY**

WHEREAS, the Charlottesville Police Department does not receive military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company; and

WHEREAS, the Charlottesville Police Department does not acquire weaponry from the United States armed forces; and

WHEREAS, the Charlottesville City Council opposes the Charlottesville Police Department receiving military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company; and

WHEREAS, the Charlottesville City Council opposes the Charlottesville Police Department acquiring weaponry from the United States armed forces.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the Charlottesville Police Department shall not acquire weaponry from the United States armed forces.

BE IT FURTHER RESOLVED by the Council of the City of Charlottesville, Virginia that the Charlottesville Police Department shall not receive military-style or “warrior” training by the United States armed forces, a foreign military or police, or any private company.

13. RESOLUTION: Supporting legislation to declare racism a public health crisis in Virginia

RESOLUTION REQUESTING LEGISLATORS SUPPORT DECLARATION OF PUBLIC HEALTH CRISIS

WHEREAS, Virginia Governor, Ralph S. Northam, is expected to call a special session of the Virginia General Assembly in August 2020; and

WHEREAS, the Virginia Legislative Black Caucus (hereinafter “VLBC”) released a set of priorities it plans to pursue during the special session; and

WHEREAS, one of the VLBC’s priorities for the special session is to declare racism a public health crisis in the Commonwealth of Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia, that it requests that Delegate Sally L. Hudson and Senator R. Creigh Deeds support legislation at the special session declaring racism a public health crisis in the Commonwealth of Virginia.

14. REPORT: Rivanna Water and Sewer Authority and Rivanna Solid Waste Authority Quarterly Update

Mayor Walker opened the floor for comments from the public on the Consent Agenda. The following people spoke:

Ms. Sarah Hoeing of Earlysville, Virginia, asked questions about Item #12.

Ms. Meredith Polson, Starr Hill resident, spoke in support of about the Minority Mental Health Awareness Month proclamation and made suggestions about taking action.

Ms. Kate Fraleigh, City resident, asked to remove Item #12 from the consent agenda.

Mr. David Swanson, City resident, spoke in support of Item #12 and suggested additional steps.

Mr. Don Gathers, City resident, spoke in support of Item #12.

Mr. Rory Stolzenberg, City resident, suggested additions to the resolution for Item #12.

Ms. Sarah Burke spoke generally about how the public can give input on resolutions for pressing concerns from the public.

With no further speakers coming forward, Mayor Walker closed public comment.

On motion by Ms. Hill, seconded by Ms. Magill, Council by the following vote APPROVED the Consent Agenda as presented: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

CITY MANAGER RESPONSE TO COMMUNITY MATTERS

City Manager Tarron Richardson delivered a response to Community Matters from the June 15, 2020 City Council meeting:

Regarding a concern from Ms. JoJo Robinson related to kinship placement, he advised that Director of Kuknyo would provide a future presentation about child and family services.

He announced a listening session to be held on August 4th from 4:00 – 7:00 PM to hear from the public about concerns with policing in Charlottesville.

He gave an update on the phased reopening of the first floor of City Hall, with the Commissioner of the Revenue Office (970-3160) and Treasurer's Office (970-4136) available by appointment only for in-person transactions.

Dr. Richardson advised that the Rental Relief program for the elderly and disabled, administered by the Commissioner of the Revenue Office, would allow applicants who qualified for the program in 2019 to requalify in 2020 without having to go through the traditional in-person application process. He advised the public to contact the Commissioner of the Revenue Office at 970-3160.

The Charlottesville Police Department front desk reopened and Dr. Richardson advised that many functions that do not require in-person visits may be conducted online. He shared that taxicab registration in-person transactions would be conducted Tuesday through Thursday, 7:30 a.m. – 1:30 p.m.

Ms. Walker asked for the public's patience with staff during the pandemic.

COMMUNITY MATTERS

Ms. Elizabeth Stark, City resident with the Charlottesville DSA and the People's Coalition, spoke about proposed legislation from the Congressional Black Caucus, Police Civilian Review Board, a policing event on June 9, 2020, demilitarization of police, rent relief and housing.

Mr. Garrett Trent ceded his time to Chris Meyer. Mr. Meyer, City resident, spoke in support of the Flint Hill Planned Unit Development. He asked for further enforcement of Covid-19 safety measures. He asked Dr. Richardson about when a school reconfiguration contract might be expected. Ms. Walker advised that an update is likely to come in September.

Ms. Keshia Washington, City resident, spoke about her positive experience with home ownership versus renting.

Ms. Jeanette Abi-Nader ceded her time to Ms. Shantell Bingham of the Food Equity Network, who shared the Food Equity Initiative mid-year update.

Ms. Myra Anderson, City resident representing Brave Souls on Fire, spoke about black mental health and the downfalls of reallocating funds from police to community mental health programs in systems that have equity issues.

Ms. Janette Murphy ceded her time to Ms. Louisa Candelario, City resident, who spoke in support of the Flint Hill Planned Unit Development, and shared benefits of her home ownership experience.

Ms. Michelle Nelson, Northern Virginia resident raised in Charlottesville, spoke about the planned future use of the City-owned property at 708 Page Street, advising that it would remove a publicly owned facility for serving youth needs in the Community. She asked for more oversight of organizations serving Westhaven community needs.

Ms. Tanesha Hudson spoke about a personal incident from May 19 regarding public comment. She spoke about police issues and race issues.

Mr. Josh Carp spoke about housing and racism, specifically exclusionary zoning.

Ms. Robin Hoffman, City resident, spoke about helping during Covid-19 and mixed messages. She suggested the use of additional signage to encourage people to wear masks.

Mr. Peter Krebs, City resident, spoke in support of three Smart Scale projects proposed and in opposition to the Preston/Grady intersection project.

Ms. Katrena Cooper, City public housing resident, spoke about two shooting incidents within 24 hours in a public housing neighborhood and asked for more to be done by police. Ms. Walker and Mr. Payne shared comments.

Ms. Rosia Parker, City resident, asked for clarification of the Police Chief's wording regarding the de-escalation policy. She also asked about a Memorandum of Understanding with police and housing. She spoke about an incident in Westhaven the week prior. She also spoke against disbarment in public housing neighborhoods.

Mr. Don Gathers, City resident, asked when the discussion about statues and monuments would happen. He also spoke about the reopening of schools.

Ms. Athena Howard, President of the 10th and Page Neighborhood Association, spoke in opposition to the rerouting of traffic through Grady Avenue for the Preston/Grady SmartScale proposed project.

Ms. Joy Johnson, City resident, spoke in support of comments from Ms. Katrena Cooper, and advised that the issue has been ongoing, including incidents at South First Street.

Mayor Walker closed Community Matters and opened the floor for comments from Councilors.

Mr. Payne explained that the Consent Agenda Item #12 is a beginning.

The meeting recessed at 8:46 and resumed at 9:02 p.m.

ACTION ITEMS

PUBLIC HEARING / RESOLUTION*: Smart Scale Grant Applications approval - West Main Streetscape Phase Three; Ridge Street Multimodal Improvements; Preston Avenue /Grady Avenue Intersection Improvements; Emmet Street Multimodal Phase Two

City Engineer Jack Dawson made the presentation of the request, advising of an August 20 application deadline. City Traffic Engineer Brennen Duncan shared information about traffic patterns. Councilors asked clarifying questions.

Mayor Walker opened the public hearing. The following people spoke:

Mr. Chris Henry, City resident, representing Dairy Central, spoke in opposition to the proposed application for the Preston/Grady intersection project.

Ms. Robin Hoffman, City resident, spoke about City redesign in general.

With no additional speakers coming forward, Mayor Walker closed the public hearing.

Mr. Payne made comments about the VDOT process and asked to pull the Preston/Grady item from the resolution.

Ms. Magill echoed Mr. Payne's comments.

Ms. Walker added comments about keeping the people who live in the Preston/Grady neighborhood involved in the process.

Mr. Snook advised against waiting to get the funding process started.

Ms. Hill shared thoughts about the flexibility in the process and asked about other avenues for funding.

On motion by Mr. Snook, seconded by Ms. Hill, Council by the following vote APPROVED the resolution: 3-2 (Ayes: Hill, Snook, Walker; Noes: Magill, Payne).

**A RESOLUTION OF SUPPORT FROM THE CITY OF
CHARLOTTESVILLE FOR PROJECTS TO BE SUBMITTED FOR EVALUATION
UNDER THE SMART SCALE PRIORITIZATION PROCESS**

At a regularly scheduled meeting of the Charlottesville City Council held on July 20, 2020, on a motion by Mr. Snook, seconded by Ms. Hill, the following resolution was adopted by a vote of 3 to 2, with Mr. Payne and Ms. Magill in opposition:

WHEREAS, House Bill 2 (HB2), signed into law in 2014, directed the Commonwealth Transportation Board (CTB) to develop and use a prioritization process to select transportation projects and that the CTB approved the HB2 prioritization process on June 17, 2015;

WHEREAS, the HB2 process, now named SMART SCALE, specifies eligible applicants for four project types – Corridors of Statewide Significance, Regional Networks, Urban Development Area and Transportation Safety Needs;

WHEREAS, Local Governments submitting projects require a resolution of support approved in a public forum with adequate public notice at the time of application;

NOW, THEREFORE, BE IT RESOLVED, that the Charlottesville City Council hereby supports the following to be submitted for evaluation under the SMART SCALE Prioritization Process:

- West Main Streetscape Phase Three
- Ridge Street Multimodal Improvements
- Preston Avenue/Grady Avenue Intersection Improvements

- Emmet Street MultiModal Phase Two

BE IT FURTHER RESOLVED that the City Manager is authorized to execute all agreements and/or addendums for any approved projects with the Virginia Department of Transportation.

PUBLIC HEARING/ORDINANCE: Lochlyn Hill Subdivision: Vacation of Utility Easements and Right of Way (2nd reading waived)

City Attorney John Blair presented the request and advised of the second reading waiver as the type of ordinance is typically not a controversial action. There were no clarifying questions from Council.

Mayor Walker opened the public hearing. With no one coming forward to speak, the public hearing was closed.

Ms. Hill shared information about closing loose ends with the developer.

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote APPROVED the following ordinance: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

ORDINANCE CLOSING, VACATING AND DISCONTINUING CERTAIN UTILITY EASEMENTS WITHIN THE LOCHLYN HILL SUBDIVISION

ORDINANCE/RESOLUTION: Flint Hill Planned Unit Development (PUD) - consideration of a rezoning application, critical slope waiver, and right-of-way realignment (3 sub-items carried)

- ORDINANCE: Ordinance to amend and re-enact the Zoning Map for the City of Charlottesville, to reclassify certain property from R-1S to Planned Unit Development ("Flint Hill PUD") (carried)**
- ORDINANCE: An Ordinance closing, vacating and discontinuing portions of Flint Drive and Keene Court within the area of the proposed Flint Hill PUD (carried)**
- RESOLUTION: Resolution granting a Critical Slope Waiver for a development project described in Rezoning Application ZM20-00001 ("Flint Hill Planned Unit Development") (carried)**

City Planner Matt Alfele made the staff presentation.

The applicant, Charlie Armstrong of Southern Development, gave a summary of the request, including changes made in response to prior Council concerns.

Mr. Dan Rosensweig with Habitat for Humanity advised that Habitat would be building sixteen of the homes for this project.

After asking questions of Mr. Armstrong and Mr. Rosensweig, Council indicated the desire to move the two ordinances and resolution to the August 3, 2020 consent agenda for the second reading.

RESOLUTION: Approval of the results from the Emmet Streetscape Design Public Hearing

Project consultant John Stuart presented the request. There were no questions from Council.

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

**RESOLUTION
EMMET STREETSCAPE PROJECT DESIGN
PUBLIC HEARING APPROVAL RESOLUTION**

WHEREAS, a Design Public Hearing was conducted on December 3, 2019, in the City of Charlottesville by representatives of the City of Charlottesville and the Commonwealth of Virginia Department of Transportation after due and proper notice for the purpose of considering the proposed design of the Emmet Streetscape project under State project number of U000-104- 297, P101, R201, C501 and Federal project number of BR-5104 (159) in the City of Charlottesville, at which hearing aerial photographs, drawings, environmental documentation and other pertinent information were made available for public inspection in accordance with state and federal requirements; and

WHEREAS, all persons and parties in attendance were afforded full opportunity to participate in said public hearing; and

WHEREAS, representatives of the City of Charlottesville were present and participated in said hearing; and

WHEREAS, the Council had previously requested the Virginia Department of Transportation to program this project; and

WHEREAS, the Council fully deliberated and considered all such matters; now

THEREFORE BE IT RESOLVED that the Council of the City of Charlottesville hereby approves the major design features of the proposed project as presented at the Public Hearing with the following changes:

- The configuration of the bike lane to be located adjacent to the shared-use path (with separation strip) and offset further away from the vehicular travel lanes on two segments of the project. Segments in which this change was made are on the west side of Emmet Street from the railroad to Arlington Boulevard and on the east side of Emmet Street from Massie Road to Copeley Road.
- Reconfigure the pedestrian and bike lane crossings at entrances and intersections to provide an increased offset from the Emmet Street travel lanes to improve visibility and safety for pedestrians and bicyclists.

BE IT FURTHER RESOLVED that the City of Charlottesville will acquire and/or furnish all right-of-way necessary for this project and certify the same to the Virginia Department of Transportation and Federal Highway Administration at the appropriate time.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute, on behalf of the City of Charlottesville, all necessary agreements required in conjunction with acquiring such rights of way, as well as all other associated standard agreements for construction activities.

RESOLUTION: Approval of a sidewalk waiver at Landonia Circle (DENIED)

City Planner Carrie Rainey made the staff presentation.

Mr. Mike Myers, engineer with 30Scale, LLC, engineer of record on the Landonia site plan, and representing the applicant Southland Homes, made a presentation for justification of the waiver.

Mr. Payne asked about the sidewalk cost and said that he did not see information compelling enough to vote against the staff recommendation.

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote DENIED the sidewalk waiver request: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

ORDINANCE: Adding Section 33-10 to Chapter 33 of the Code of the City of Charlottesville (1990), prohibiting Firearms and Ammunition in Public Spaces (carried)

City Attorney John Blair presented the ordinance. Councilors asked clarifying questions. Mr. Blair advised that he would come back with additional information and make revisions to the ordinance per Council recommendations for the second reading.

Dr. Richardson confirmed that signage would reference the ordinance.

ORDINANCE: Amending Section 2-6 of Chapter 2 (Administration) of the Code of the City of Charlottesville, to add June 19 as an Official City Holiday (carried)

Dr. Richardson made the presentation, advising that City employees were given an administrative leave day in 2020 in order to learn more about African-American heritage, and this ordinance would make June 19 an official City holiday.

Ms. Walker made statements regarding the significance of Juneteenth and shared that 2020 would have been the twentieth anniversary celebration in the City of Charlottesville.

Mr. Snook mentioned the State of Virginia day granted by Governor Northam and the desire to synchronize City holidays with State holidays.

Council agreed to move the item to the August 3, 2020 consent agenda for the second reading.

The meeting recessed at 11:59 p.m. and reconvened at 12:04 a.m.

RESOLUTION: Allocation of Vibrant Community Fund Dollars for the Fiscal Year 2021 Adopted Budget - \$2,259,129

Senior Budget Analyst Ryan Davidson made the presentation.

Ms. Walker commented about certain organizations whose funding seemed low for the amount of work they do. She mentioned a holistic approach to funding of the criminal justice system, in response to comments from Mr. Snook about drug court and the therapeutic docket.

Mr. Payne asked about feedback from non-profit organizations.

Ms. Magill asked a question about the Community Investment Collaborative. Mr. Davidson advised that there was no consensus to add them to the list.

On motion by Ms. Hill, seconded by Mr. Snook, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

RESOLUTION

**Allocation of Vibrant Community Fund Dollars for the FY21 Adopted Budget
\$2,259,129**

WHEREAS, the City of Charlottesville FY 2020 – 2021 Adopted Budget contained \$2,104,683 in unallocated agency funding and \$154,446 in unallocated arts and culture funding; and

WHEREAS, the Charlottesville City Council has determined the specific allocation amounts for each community nonprofit agency;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that the funding for the Vibrant Community Fund outside nonprofit agencies is hereby transferred in the following manner:

Transfer From:

| | | | |
|-------------|-----------|-------------------------|---------------------|
| \$2,104,683 | Fund: 105 | Cost Center: 9743028000 | G/L Account: 540100 |
| \$154,446 | Fund: 105 | Cost Center: 9753019000 | G/L Account: 540100 |
| \$7,500 | Fund: 105 | Cost Center: 9733001000 | G/L Account: 540100 |

Transfer To:

| | | | |
|-----------|-----------|-------------------------|---------------------|
| \$293,392 | Fund: 105 | Cost Center: 9713007000 | G/L Account: 540100 |
| \$97,500 | Fund: 105 | Cost Center: 9713008000 | G/L Account: 540100 |
| \$9,000 | Fund: 105 | Cost Center: 9713011000 | G/L Account: 540100 |
| \$84,000 | Fund: 105 | Cost Center: 9733004000 | G/L Account: 540100 |
| \$40,800 | Fund: 105 | Cost Center: 9733010000 | G/L Account: 540100 |
| \$10,000 | Fund: 105 | Cost Center: 9733013000 | G/L Account: 540100 |
| \$26,500 | Fund: 105 | Cost Center: 9743003000 | G/L Account: 540100 |
| \$202,500 | Fund: 105 | Cost Center: 9743004000 | G/L Account: 540100 |
| \$77,141 | Fund: 105 | Cost Center: 9743007000 | G/L Account: 540100 |
| \$21,000 | Fund: 105 | Cost Center: 9743009000 | G/L Account: 540100 |
| \$13,025 | Fund: 105 | Cost Center: 9743012000 | G/L Account: 540100 |
| \$13,000 | Fund: 105 | Cost Center: 9743013000 | G/L Account: 540100 |
| \$63,000 | Fund: 105 | Cost Center: 9743015000 | G/L Account: 540100 |
| \$40,500 | Fund: 105 | Cost Center: 9743020000 | G/L Account: 540100 |
| \$52,500 | Fund: 105 | Cost Center: 9743022000 | G/L Account: 540100 |
| \$354,842 | Fund: 105 | Cost Center: 9743023000 | G/L Account: 540100 |
| \$45,000 | Fund: 105 | Cost Center: 9743026000 | G/L Account: 540100 |
| \$163,770 | Fund: 105 | Cost Center: 9743027000 | G/L Account: 540100 |
| \$84,516 | Fund: 105 | Cost Center: 9743028000 | G/L Account: 540100 |
| \$12,000 | Fund: 105 | Cost Center: 9743029000 | G/L Account: 540100 |
| \$24,300 | Fund: 105 | Cost Center: 9743031000 | G/L Account: 540100 |
| \$22,500 | Fund: 105 | Cost Center: 9743032000 | G/L Account: 540100 |

| | | | |
|-----------|-----------|-------------------------|---------------------|
| \$5,500 | Fund: 105 | Cost Center: 9743034000 | G/L Account: 540100 |
| \$33,534 | Fund: 105 | Cost Center: 9743035000 | G/L Account: 540100 |
| \$34,000 | Fund: 105 | Cost Center: 9743037000 | G/L Account: 540100 |
| \$21,079 | Fund: 105 | Cost Center: 9753002000 | G/L Account: 540100 |
| \$1,824 | Fund: 105 | Cost Center: 9753003000 | G/L Account: 540100 |
| \$37,068 | Fund: 105 | Cost Center: 9753005000 | G/L Account: 540100 |
| \$4,346 | Fund: 105 | Cost Center: 9753006000 | G/L Account: 540100 |
| \$15,353 | Fund: 105 | Cost Center: 9753016000 | G/L Account: 540100 |
| \$22,500 | Fund: 105 | Cost Center: 9753017000 | G/L Account: 540100 |
| \$1,688 | Fund: 105 | Cost Center: 9753018000 | G/L Account: 540100 |
| \$13,500 | Fund: 105 | Cost Center: 9753021000 | G/L Account: 540100 |
| \$128,201 | Fund: 105 | Cost Center: 9773001000 | G/L Account: 540100 |
| \$150,000 | Fund: 105 | Cost Center: 9773002000 | G/L Account: 540100 |
| \$47,250 | Fund: 105 | Cost Center: 9773004000 | G/L Account: 540100 |

Vibrant Community Fund Allocations

(Revised 6/30/2020)

Essential/Exemplary (90% of request)

| Agency | Program | FY21 Proposed |
|--------------------------------------|----------------------------|----------------------|
| Bridgeline | Residential | 27,000 |
| Women's Initiative | Mental Health Counseling | 45,000 |
| OAR | Local Probation | 29,676 |
| | Reentry Services | 83,348 |
| | Therapeutic docket | 54,450 |
| | Adult Drug Treatment Court | 68,352 |
| | Pretrial Services | 47,741 |
| | Criminal Justice Planner | 9,825 |
| TJACH | System Planner | 9,270 |
| Shelter for Help in Emergency | Outreach | 119,475 |
| | Residential | 83,025 |
| TJACH - Haven | Vital Housing Services | 130,500 |
| Habitat for Humanity | | 47,250 |
| Piedmont Housing Alliance | Housing Opportunity | 96,150 |

| | | |
|---------------------------------|----------------------------------|------------------|
| | Management & Development | 32,051 |
| PHAR | Resident- Involved Redevelopment | 31,500 |
| CASA | Volunteers | 9,000 |
| Child Health Partnership | Home Visiting Collaborative | 310,847 |
| Foothills | | |
| | MDT/Forensic | 27,000 |
| | Child Health Access | 13,500 |
| ReadyKids | | |
| | Counseling and Family Support | 57,400 |
| Local Food Hub | | |
| TOTAL | | 1,365,894 |

Essential/Solid (60% of request)

Agency Program FY21 Proposed

| | | |
|---------------------------------------|-----------------------------|----------------|
| Bridgeline | Case Management | 13,800 |
| Free Clinic | | |
| | Free Dental | 63,000 |
| | Medical Clinic and Pharmacy | 21,000 |
| On Our Own | General Operations | 12,000 |
| Legal Aid | Civil Legal Services | 60,000 |
| Sexual Assault Resource Agency | Survivor Services | 21,000 |
| TJACH - PACEM | Shelter Operations | 24,000 |
| AHIP | Housing Rehab & Repair | 150,000 |
| City School Yard Garden | | |
| | Plant, Grow, Harvest | 13,200 |
| | Urban Agriculture | 11,100 |
| PHAR | Internship Program | 21,000 |
| TOTAL | | 410,100 |

Important/Exemplary (50% of request)

FY21 Proposed

Agency Program

| | | |
|----------------------------|-------------------------------------|--------|
| Literacy Volunteers | Adult Workforce Tutoring | 21,079 |
| Boys and Girls Club | | |
| | Afterschool Youth Development | 14,985 |
| | Summer Youth Development | 48,015 |
| Abundant Life | K-4 Afterschool Tutoring | 13,000 |
| Computers 4 Kids | C4K | 13,025 |
| MACAA | Head Start | 26,500 |
| Piedmont YMCA | Early Learning Center | 34,000 |
| Ready Kids | | |
| | Home Visiting Collaborative | 43,995 |
| | Early Learning | 19,741 |
| Legal Aid | Community Advocacy on Racial Equity | 37,500 |

| | | |
|--------------|---------------------|----------------|
| Sin Barreras | Growing to Maturity | 5,500 |
| TOTAL | | 277,340 |

Capacity Building Applications FY21 Proposed

| | |
|--------------------|--------------|
| Birth Sisters | 10,000 |
| Health Department* | -7,500 |
| TOTAL | 2,500 |

**\$7,500 was already included in Health Department allocation that was approved in June, but not part of the \$2.1M to be allocated to agencies, reallocation of those dollars increases the pot to be allocated by \$7,500.*

Arts and Culture Funding (75% of request)

FY21 Proposed

| | |
|---|----------------|
| Virginia Film Festival | 11,400 |
| Virginia Festival of the Book | 12,413 |
| Charlottesville Opera | 1,824 |
| Paramount Theater | 15,353 |
| Jefferson School African American Heritage Center | 22,500 |
| Charlottesville Festival of Cultures | 2,813 |
| Stu Comm Inc. (WNRN) | 1,688 |
| New City Arts Initiative | 13,500 |
| Virginia Discovery Museum | 4,346 |
| Lighthouse Studios - Vinegar Hill Theater Program | 22,500 |
| City Supported Events | 10,442 |
| TOTAL | 118,779 |

Emergency Assistance Program **84,516**

TOTAL ALLOCATIONS **2,259,129**

RESOLUTION: Request for legislators at the Virginia General Assembly special session to support legislation that establishes the duties, powers and authority of police civilian review boards, including subpoena powers

City Attorney John Blair summarized the resolution, which was requested by Ms. Magill. He advised that Governor Northam announced that the General Assembly would convene in Special Session on August 18, 2020.

Ms. Walker advised that having this legislation made at the State level would strengthen the local Police Civilian Review Board.

Mr. Payne verified that State Code includes no language about police civilian review Boards.

Mr. Snook shared his concerns regarding clarity from the State.

On motion by Ms. Magill, seconded by Mr. Payne, Council by the following vote APPROVED the resolution: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

**RESOLUTION
REQUESTING LEGISLATORS SUPPORT POLICE CIVILIAN REVIEW BOARDS**

WHEREAS, Virginia Governor, Ralph S. Northam, is expected to call a special session of the Virginia General Assembly in August 2020; and

WHEREAS, the Virginia Legislative Black Caucus (hereinafter “VLBC”) released a set of priorities it plans to pursue during the special session; and

WHEREAS, one of the VLBC’s priorities for the special session is to enact legislation creating police civilian review boards with subpoena powers; and

WHEREAS, the current Code of Virginia does not establish the duties, powers, or authorities of police civilian review boards.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Charlottesville, Virginia that it requests that Delegate Sally L. Hudson and Senator R. Creigh Deeds support legislation at the special session that establishes the duties, powers, and authority of police civilian review boards including subpoena powers.

GENERAL BUSINESS

RESOLUTION: Consideration of honorary street naming requests

Mr. Blair introduced the item, and advised of three separate requests that were recently received. Council discussion ensued.

Traffic Engineer Brennen Duncan paraphrased the Honorary Street Naming Policy and shared that several streets that intersect Market Street already have honorary names and stacking signs would not be possible or practical.

Mr. Blair provided legal perspective to Councilor questions.

Mr. Payne suggested looking at the naming of public spaces and streets in a holistic way. Councilors discussed elevating local history and possibly changing the Honorary Street Naming Policy.

Director of Neighborhood Services, Alex Ikefuna, made a suggestion for location of the honorary street should Council agree on a name. Council directed staff to bring a report back on August 3, 2020, with more specific information.

On motion by Ms. Magill, seconded by Mr. Payne, at 1:00 a.m. Council voted to extend the meeting another hour. The motion passed 4-1 (Snook opposed).

REPORT: Consideration of support for the Frontline Workers Fair Treatment Charter

Director of Human Services, Kaki Dimock, introduced the proposed Charter.

Mr. Ben Allen, Executive Director of the University of Virginia Equity Center, shared the purpose and background of the Charter.

Councilors discussed challenges with support for the Charter while still trying to reach these goals for City employees. They advised of support for the ideals of the Charter.

Mr. Don Gathers, a member of the equity panel, shared thoughts on moving forward.

Council asked that this item be revisited at the August 3rd meeting, with staff reporting on opportunity areas.

RESOLUTION: Approval of guidelines for community meetings during Covid-19

Deputy Director for Neighborhood Development Services, Missy Creasy, summarized the staff report.

After Council discussion, Mr. Blair suggested a revision to the resolution wording based on Council feedback.

On motion by Ms. Hill, seconded by Ms. Magill, Council by the following vote APPROVED the resolution with amendments as discussed: 5-0 (Ayes: Hill, Magill, Payne, Snook, Walker; Noes: None).

**RESOLUTION
ESTABLISHING PROCEDURES FOR CONDUCTING COMMUNITY MEETINGS
AND PUBLIC HEARINGS FOR THE DURATION OF THE PERIOD OF
EMERGENCY DECLARED BY THE CITY MANAGER ON MARCH 12, 2020**

WHEREAS, on March 12, 2020, the City Manager issued a Declaration of Emergency due to the potential spread of COVID-19 within the City of Charlottesville; and

WHEREAS, on March 25, 2020, the Charlottesville City Council adopted an ordinance pursuant to Virginia Code Section 15.2-1413 to assure continuity in government and the provisions of said ordinance, as amended, remain in effect; and

WHEREAS, on June 15, 2020 directed the City's Department of Neighborhood Development Services to accept all development applications, but to bring City Council a

proposal for how adequate public engagement can be promoted for and in connection with “community meetings” required for rezoning and special use permit applications, and “conferences” required for site plans (together, “Community Meetings”);

WHEREAS, on July 20, 2020 NDS Staff presented to City Council proposed procedures designed to promote public notice and an opportunity for City residents to comment on development applications regardless of whether they have access to internet or telephone services;

NOW, THEREFORE, BE IT RESOLVED that the procedures presented by NDS Staff to City Council on July 20, 2020, are hereby approved with amendments as discussed, and all Community Meetings shall be conducted in accordance with said procedures for the duration of the State of Emergency declared by the City Manager on March 12, 2020.

OTHER BUSINESS

DISCUSSION: Discussion of Boards and Commissions guidance: approval of board and subcommittee meetings for August and going forward

Communications Director Brian Wheeler shared information about the livestreaming of meetings, and staff capacity.

On motion by Ms. Magill, seconded by Ms. Hill, Council unanimously approved meetings for boards that were previously authorized to meet, adding the Tree Commission and PLACE Task Force, holding all boards to one meeting and no subcommittee meetings. Council asked that the item come back to the August 3rd meeting to discuss ideas for a longer term plan.

Mr. Blair brought to Council's attention the Housing Advisory Committee work on zoning text amendments, and Council agreed that the process could be put on hold while the Comprehensive Plan rewrite is in progress.

MATTERS BY THE PUBLIC

Ms. Tanesha Hudson spoke about the honorary street name request that she submitted. She advised that she would resubmit a request fitting to the policy.

Ms. Ang Conn spoke about a letter sent to Council from Defund Cville. She suggested that City Council end all future hiring of police. She advised that police training should cease and that funds divested from police be reallocated to community programs for housing and mental health, separate from Region Ten.

The meeting adjourned at 2:37 a.m.

BY Order of City Council

BY Kyna Thomas, Clerk of Council

Approved by Council
September 8, 2020



Kyna Thomas, CMC
Clerk of Council