

## **NOTICE OF SPECIAL MEETING**

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, October 3, 2011, AT 6:00 p.m. IN THE Second Floor Conference Room.

THE PROPOSED AGENDA IS AS FOLLOWS:

Closed session as provided by Section 2.2-3712 of the Virginia Code

BY ORDER OF THE MAYOR

BY Paige Barfield

### **SECOND FLOOR CONFERENCE ROOM – October 3, 2011**

Council met in special session on this date with the following members present: Dr. Brown, Ms. Edwards, Mr. Huja, Mr. Norris, Ms. Szakos.

On motion by Ms. Szakos, seconded by Dr. Brown, Council voted (Ayes: Dr. Brown, Ms. Edwards, Mr. Huja, Mr. Norris, Ms. Szakos. Noes: None) to meet in closed session for consultation with legal counsel regarding the negotiation of the terms and conditions of a community water supply cost sharing agreement with the Albemarle County Service Authority, as authorized by Virginia Code sec. 2.2-3711 (A) (7); and consideration of the acquisition of real property on Old Lynchburg Road for a public purpose, where discussion in an open meeting would adversely affect the City's bargaining position, as authorized by Virginia Code sec. 2.2-3711 (A) (3).

Dr. Brown moved that the closed session be adjourned and continued until immediately after the end of the regular meeting, at which time the Council will reconvene in closed session to continue discussion of the proposed cost sharing agreement with the Albemarle County Service Authority. Ms. Szakos seconded the motion. Ayes: Norris, Edwards, Brown, Huja and Szakos. Noes: None.

### **COUNCIL CHAMBERS – October 3, 2011**

Council met in regular session on this date with the following members present: Mr. Norris, Ms. Edwards, Mr. Huja, Ms. Szakos, Dr. Brown.

### **ANNOUNCEMENTS**

Mr. Norris read a proclamation for World Habitat Day.

Mr. Norris announced the Smith Aquatic Center LEED Platinum Level Certification award.

Mr. Norris recognized Ms. Judy Mueller for earning the designation of Public Works Leadership Fellow from the American Public Works Association.

Mr. Norris announced the second meeting for the east side of McIntire Park master planning process on October 24<sup>th</sup> at 6:30 p.m. at the MLK Performing Arts Center.

Ms. Szakos announced new voter registration cards will be distributed this week. Call 970-3250 or go to [Charlottesville.org/vote](http://Charlottesville.org/vote) for more information.

Upcoming Our Town meetings will take place on October 13<sup>th</sup> from 6-8pm at Greenbrier School for the Rugby/Barracks neighborhoods, and November 10<sup>th</sup> at CHS for the Greenbrier/Locust Grove neighborhoods.

Mr. Huja announced the fall Blood Drive, Tuesday October 4<sup>th</sup> 12-5pm at the Herman Key Center. He also announced the Safe Halloween Party on the downtown mall Saturday, October 29<sup>th</sup> 2-5pm, starting at the Pavilion.

Ms. Edwards announced Charlottesville City Schools is holding a series of sessions regarding distribution of student tablets. The final meeting is Tuesday, October 4<sup>th</sup> at 10:00 am at the Central Office #2 Lobby. She asked employers to allow parents of students to attend this session. The Walker Session is October 11<sup>th</sup> at 6:00 pm, and the Buford session is November 9<sup>th</sup> at 6:00 pm.

Ms. Edwards also announced a coin drive to benefit the Dawn Reddick fund at Clark Elementary School from October 3-7.

Ms. Edwards extended an invitation from the Burley Varsity Club on October 7<sup>th</sup> at 6:00 pm at the Burley Middle School Auditorium. There will be a ceremony in honor of the late Steven D. Waters, the renaming of Rose Hill Dr. to Jackson P. Burley Dr., and honoring "Sunny" Sampson.

## **MATTERS BY THE PUBLIC**

Ms. Shantia Brown, 723 Prospect Ave., is a member of Believers and Achievers Peer support network for ex-offenders and their families. They meet every Thursday at 5:30 pm at various locations. She said she appreciates the City's support for the reentry summit and is particularly thankful for the leadership of Ms. Edwards. She encouraged Council to expand the Coming Home from Work program. She gave special thanks to Mr. Maurice Jones for the books he donated.

Mr. Scott Bandy, Cherry Ave., spoke regarding the Woolen Mills pumping station.

Ms. Rebecca Quinn, 104 4<sup>th</sup> St., said one in five families in Charlottesville does not have enough money to pay for rent, food, utilities and other necessities, but Council still supports an expensive water project. Ask Rivanna to provide a projection of total cost plus interest. Request a public discussion session before finalizing the agreement. She congratulated Ms. Mueller on her achievement.

Mr. Brandon Collins, 536 Meade Ave., also thanked Council for supporting ex-offenders and the Reentry Program and asked them to expand it. The recent Orange Dot study from the Chamber of Commerce presents alarming information. The Chamber should build a career center on their own instead of seeking funding.

Mr. Stratton Salidis, 704 B. Graves St., said the dam plan proponents are proposing unnaturally high stream flows to the Moormans, which can disrupt the ecology of the stream. Rivanna would have increased the stream valve size if they were truly interested in the river's health. Demand projections are rigged to create a self-fulfilling prophecy. There was a million dollar grant from Nestle to the Nature Conservancy. Building a dam without a pipeline puts Nestle in an advantageous bargaining position.

Mr. Mark Kavit, 400 Altamont St., of the North Downtown Association, said sometimes organizations are not given adequate notice for public hearings, specifically, the future of McIntire Park. He was given three weeks' notice via postcard, which did not give their board adequate time to prepare a meeting and discuss their stance. He also supported Ms. Quinn's comments.

Mr. David Repass, 227 E. Jefferson St., spoke on behalf of the NDRA Board and said they are concerned regarding procedures to obtain citizen input into planning on the east side of McIntire Park. They feel they cannot participate effectively given procedural constraints. Charlottesville City citizens should have priority to speak first at meetings. Handouts are not permitted before or during their presentations at the October 24<sup>th</sup> meeting, which limits presenters' ability to communicate effectively.

Ms. DeDe Smith, 2652 Jefferson Park Cir., requested that Council ask their representatives on the RWSA board to give citizens a projection of debt service for their total obligation but break it down by current debt, debt for the five year CIP, and debt for the long-term community water plan, similar to what they did in September 2007.

## **COUNCIL RESPONSES TO MATTERS BY THE PUBLIC**

Ms. Szakos thanked Ms. Brown and the people who stood up in support of the organization for coming. She is committed to keeping the program strong and growing it.

Mr. Huja said citizens should be able to give handouts at the McIntire Park meetings. He requested the issue be added to Other Business.

Ms. Edwards said she agreed that handouts should be allowed. She told Mr. Bandy a discussion about the pump station was on her bucket list.

Mr. Norris thanked Ms. Brown for coming to speak and for her work. Council budgeted funding for five slots to get the Coming Home From Work program off the ground, and there were 60 applicants. Assuming the pilot phase goes well, Council hopes to find funding to expand the program. He agreed that handouts should be allowed at the McIntire Park meeting. He said Ms. Quinn and Ms. Smith raised good questions about transparency. Revised debt service and wholesale rate projections should be obtained.

## **CONSENT AGENDA**

On motion by Mr. Huja, seconded by Ms. Szakos, the following consent agenda items were approved: (Ayes: Mr. Huja, Ms. Edwards, Mr. Norris, Ms. Szakos; Dr. Brown; Noes: None.)

- a. Minutes of September 19
- b. APPROPRIATION: McIntire Park Bike/Pedestrian Bridge Transportation Enhancement Funding Grant Phase I and II - \$517,500 (2<sup>nd</sup> reading)
- c. APPROPRIATION: Donation for Riverview Park Improvement – \$2,000 (2<sup>nd</sup> reading)
- d. APPROPRIATION: Recycled Railroad Steel Income - \$1,870 (2<sup>nd</sup> reading)
- e. APPROPRIATION: 2012 Department of Motor Vehicles Virginia Highway Safety Grant – \$30,386 (2<sup>nd</sup> reading)
- f. APPROPRIATION: 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) – \$37,336 (2<sup>nd</sup> reading)
- g. APPROPRIATION: Appropriation of Sales Proceeds from 409 Stadium Rd - \$250,000 (carried)
- h. RESOLUTION: Allocation of Council Priority Initiatives Funding to Support Annual Holiday Parade – \$2,000
- i. RESOLUTION: Funds for Improvements at Ivy/Emmet Intersection - \$400,000
- j. RESOLUTION: Allocation of Charlottesville Housing Funds Towards Purchase of Properties on 8th St. and Page St. - \$140,000
- k. RESOLUTION: Planned Unit Development Requirements
- l. RESOLUTION: Additional Funding for JABA/Timberlake PUD –\$117,000

## **PUBLIC HEARING/RESOLUTION: WATER SUPPLY PLAN**

Mr. Norris said this is not necessarily the plan that prescribes specific solutions. This is the regional plan that discusses water demands for the next fifty years. Mr. Tom

Frederick from RWSA presented to Council. He outlined the history of work on the Regional Water Supply Plan. A few minor changes were made to the final report based on citizen comment.

The public hearing was opened.

Ms. Jennifer Downy, 1014 Locust Ln., said new information is important. There should not be a statute of limitations where our community water supply is concerned. RWSA has consistently refused to acknowledge new information and has spent money pushing a plan introduced by the Nature Conservancy. Be open and curious to new information regarding the water supply debate.

Ms. Rebecca Quinn, 104 4<sup>th</sup> St., said the final regional water supply plan is required to include a record of the public hearing, written comments and responses. The email from RWSA with the nine page attachment does not include comments, and not all questions were not addressed in the nine page document. All citizen comments should be fairly evaluated. If you adopt the regional water supply plan tonight prior to seeing written comments and responses, you are ignoring citizen comments and adopting a plan that fails to meet regulatory requirements. She requested Council defer the adoption until the next meeting.

Mr. Brandon Collins, 536 Meade Ave., said the various problems with this plan, including violations, should be taken into consideration. The resolution you are about to pass is still working with a high estimate of demand and does not take conservation into consideration. Include language in the resolution that points out conservation and our commitment to it.

Ms. Colette Hall, 101 Robertson Ln., said a survey regarding poverty in Charlottesville was published, yet a new and unnecessary dam will increase the burden on those at the poverty level as well as those at the middle class level. The least harmful action is to first dredge and fix a dam declared safely fixable by professionals. Albemarle County should be paying the City for the loss of our assets at the very least.

Mr. Matt Rhodie, 1014 Locust Ln., said he sat in at the DEQ meeting and demand projections. The City is putting a lot of effort into upgrading current homes, and new construction operates at a much higher level of efficiency. Was that incorporated into the methodology? The projection curves put out for the growth in water demand do not account for the increased efficiency mandated by law for new construction.

Ms. DeDe Smith, 2652 Jefferson Park Cir., said information about the South Fork Rivanna Reservoir refers to the Gannett Fleming study from 2002, which is now ten years old. New information was more comprehensive and showed drastically different results. To accept and approve the regional water plan with inaccurate information is not responsible. Please insist that accurate, updated information is used before it goes to the state.

Mr. Francis Fife, 501 9<sup>th</sup> St SW, said he is concerned about the adoption of the water plan. The recent public hearing was the first time he saw the opportunity to present a whole picture of how much information and misinformation was put out. He asked Council to read the notes from the meeting and wait to see what comes from the result of that meeting before acting.

Having no further speakers, the public hearing was closed.

Dr. Brown asked whether new building requirements for efficiency were taken into account in the demand study. Mr. Frederick said the work was done by AECOM, and he believes it was taken into account.

Ms. Szakos said that question was addressed at the public hearing at CitySpace.

Mr. Norris said an email Council received claims it does show reductions in per capita consumption given new requirements in technology, but only through 2015 and nothing beyond that. Mr. Frederick said he understands they applied the efficiency standards to all new construction.

Mr. Norris said the HDR study should at least be referenced in the report as a data point, even if it does not affect the ultimate projection. Ms. Szakos agreed, but not so much as a direct comparison, but as a footnote showing that it is a more recent estimate. Mr. Frederick said a footnote can be added to recognize that they did not project into the future.

Mr. Norris said he has not had a chance to review all the information that came in today. The water supply plan, as amended with the requested footnote, will be considered at the next meeting. Mr. Norris requested that Council get follow-up questions to Mr. Frederick and Mr. Jones as soon as possible in order to be fully prepared to vote at the next meeting. If any member of the public has further thoughts, please contact Council between now and the next meeting.

### **REPORT: DAVIS FIELD**

Mr. Daly presented to Council. The land is directly adjacent to Northeast Park and will be added to that park's acreage, expanding the park to a total of 11.3 acres. An agreement has been reached between the City and the owners of this piece of property to purchase, with a closing date of 60 days from the date of approval. Staff will develop an RFP for a land lease for the portion of the property that contains the rectangular field upon Council's approval. The least will generate up to \$120,000 in revenues over a 20 year term. Master planning is scheduled for 2013.

Ms. Szakos asked if there is any plan in the short term to make a connection between the existing park and the upper side of the newly acquired park. Mr. Daly said this could be explored.

Mr. Norris thanked Mr. Daly and his staff for their time and work on this project. Mr. Huja said he is pleased to be able to do this.

On motion by Mr. Huja, seconded by Ms. Edwards, Council approved the resolution. (Ayes: Mr. Huja, Ms. Edwards, Dr. Brown, Mr. Norris, Ms. Szakos; Noes: None.)

### **REPORT: PVCC UPDATE**

Dr. Frank Friedman, president of PVCC, presented to Council. He introduced board members Ms. Suzanne Morris Moomaw and Mr. Peter Kleeman.

PVCC has seen an explosive growth in enrollment, now serving over 7,800 students, up 25% from five years ago. The trend is not that way from Charlottesville residents, although it has recovered and is now back where it was five years ago, at about 13% enrollment. He outlined enrollment statistics for Charlottesville students. PVCC also offers night courses at CHS.

Mr. Huja commended Dr. Friedman for PVCC's expansion, especially in the area of workforce development and the Jefferson School.

Ms. Szakos asked if there is any interaction between PVCC and the jail. Dr. Friedman said PVCC has offered some programs and worked with Col. Matthews to try to bring others to the table. Timing of inmates' stay at the jail is often an issue logistically. PVCC works closely with the GED program and always has one of their counselors meet with the graduates to promote continuing education.

Ms. Edwards asked if the expansion of the healthcare programs has had an impact on the RN waiting list. Dr. Friedman said there are still many on the waiting list. There are limitations of clinical site availability. They encourage those on the waiting list to look at other options in healthcare that PVCC is now offering. PVCC continues to try creative options to increase capacity.

Mr. Norris said he was told a barrier that may prevent more of Charlottesville's lower income residents from participating in education programs is the infrequency of public transit. The bus only goes once an hour up to Piedmont. Dr. Friedman said PVCC is supportive of increasing public transit to PVCC. Ms. Edwards asked about online courses. Dr. Friedman said this has been a huge growth area, with 30% of students this year were taking at least one course online.

Dr. Friedman said we as a community spend an incredible amount of time, energy and money helping people survive poverty, but we spend only a small percentage on helping people get out of poverty. We need to change this, and he requested the

opportunity to be a part of the discussion. Council invited him to their work session on poverty, November 3<sup>rd</sup>.

Ms. Edwards said there could be better outreach by PVCC and in the community in terms of meeting people where they are and creating opportunities.

**REPORT:** UPDATE ON “OUR TOWN” COMMUNITY MEETINGS

Mr. Barrick updated Council on “Our Town” Community Meetings. He reminded Council of the history of the community meetings and updated them on statistics. Over 600 total residents have attended the meetings since they began in 2010. Staff recommended partnering with *Celebrate 250* for enhancing the program in 2012 and using neighborhood grants funding to extend the town hall meeting program.

Mr. Norris thanked Mr. Barrick and staff for their hard work on these meetings. Ms. Szakos said she was impressed with how the Communications Department took this project on and thanked staff for their hard work. She would like to see the number increase for people we add to our email alert list, because regular communication is important. Dr. Brown said this has been a great idea, and also thanked City staff for their participation, attendance, and responsiveness to issues generated at these meetings.

Mr. Huja encouraged a web tracking initiative and recommended using Portland, Oregon’s program as a model. Ms. Szakos said she supported encouraging neighborhoods to organize. Ms. Edwards said we should combine neighborhoods that are close together geographically; the recent Kellytown/Rose Hill meeting was a positive example.

**OTHER BUSINESS:** MS. EDWARDS’ BUCKET LIST

Ms. Edwards requested a meeting with Delegate Hurt at her office in Westhaven.

Ms. Edwards said she was inspired by Coy Barefoot’s presentation last Friday and requested a reunion of Councilors. She requested a picture of the reunion be included in the *Celebrate 250* time capsule.

Ms. Edwards requested a conversation regarding the future of RWSA. Also, she sat in on the RWSA meeting and the discussion regarding the Woolen Mills pump station by Supervisor Ken Boyd and was alarmed because the decisions that need to be made should be made by Council. She requested a discussion before the end of the year.

Dr. Brown said there is a public meeting coming up on October 20<sup>th</sup> regarding options for the pump station. Mr. Jones said it is up to Council when we bring it back to a Council meeting. Council requested it be added to the November 7<sup>th</sup> agenda.

Ms. Edwards asked for a date to discuss solid waste.

Mr. Norris requested a plaque or historic marker discussing the role of Buddy's on Emmet St. and tying it in some way to the commemoration of Dr. King's visit to Charlottesville. Mr. Jones said the University is open to ideas on this. Mr. Huja asked for someone to follow up on the three different markers discussed in the lecture, including the map of businesses at Vinegar Hill, a marker at the site of the first Civil Rights protest near the University theatre, and Gospel Hill, near the UVA hospital.

### **OTHER BUSINESS: PLANNING AT MCINTIRE PARK**

Mr. Huja said the planning process ought to have a landscape architect working with the team on good design. The pedestrian bridge crosses from east to west, and the design of this element should be done by a professional landscape architect, not just an engineer.

Mr. Daly said staff are employing a landscape architect in the process. To clarify, staff is not doing formal design at this stage, simply making decisions about how the land will be used. Regarding the bridge, staff are conducting engineering work to determine the exact location. On the design side, they are open to discussion regarding that element.

### **MATTERS BY THE PUBLIC**

Mr. Peter Kleeman, 407 Hedge St., requested that the newly updated Vision Statement be made more generally available.

Ms. DeDe Smith, 2652 Jefferson Park Cir., said future water forecast is based on the bathometrics study, which dramatically impacts the demand number the plan is being sized for.

Ms. Rebecca Quinn, 104 4<sup>th</sup> St., said the Rivanna Water & Sewer Executive Director said forecasting is an inexact science. A simple footnote about the HDR study is inadequate. Do not adopt a plan with false information.

Ms. Pat Lloyd, Raymond Rd., said her presence here tonight is a direct result of her presence at the first community meeting at Tonsler Park. She admires what Council does, and knows they are often faced with tough comments. She thanked Council for their service.

Ms. Szakos formally requested the Vision Statement be put back up on the wall outside of Council Chambers. She suggested that the Vision Statement could be posted on TV10 during the period of empty air time before Council meetings.

The regular portion of the meeting was adjourned. Council reconvened in closed session to continue discussion regarding cost-allocation.

On motion by Ms. Szakos, seconded by Ms. Edwards, Council certified by the following vote, (Ayes: Dr. Brown, Ms. Edwards, Mr. Huja, Mr. Norris, Ms. Szakos. 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 was adjourned.



President



Clerk