

## **NOTICE OF SPECIAL MEETING**

A SPECIAL MEETING OF THE CHARLOTTESVILLE CITY COUNCIL WILL BE HELD ON Monday, September 19, 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 – September 19, 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 Ms. Edwards, Council voted (Ayes: Dr. Brown, Ms. Edwards, Mr. Huja, Mr. Norris, Ms. Szakos. Noes: None) to meet in closed session pursuant to section 2.2-3712 of the Virginia Code, for 1) discussion of the acquisition of the following real properties for public park uses, where discussion in an open meeting would adversely affect the City's bargaining position or negotiating strategy, as authorized by Virginia Code sec. 2.2-3711 (A)(3): approximately 1.94 acres on Jefferson Park Circle adjacent to Fry's Spring Beach Club; approximately ½ acre at the end of McElroy Court; approximately ½ acre on the U.S. Route 250 Bypass near the western end of Grove Road; and, approximately 4 acres in the City and Albemarle County near Jordan Park; and (2) 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 3) discussion and consideration of prospective candidates for appointment to City boards and commissions, as authorized by Virginia Code sec. 2.2-3711 (A)(1).

On motion by Ms. Szakos, seconded by Mr. Huja, 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.

### **COUNCIL CHAMBERS – September 19, 2011**

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

Ms. Edwards introduced Will Cooke, Choral Director at Charlottesville High School. His choir performed *The Star-Spangled Banner*.

Dr. Brown recognized the community's loss of long-term resident Ms. Marion Elwood.

## ANNOUNCEMENTS

Mr. Norris recognized members of the community who undertook a Summer Food Ministry program. Pastor Hamilton of First Baptist Church and his volunteers served 1,250 children meals as part of the program.

Mr. Norris read a proclamation for Family Day, September 26<sup>th</sup>, and encouraged citizens to eat dinner as a family. Mr. Bob Garrity with *Safe Schools, Healthy Students* was present to accept the proclamation.

Mr. Norris read a proclamation in support of International Day of Peace on September 21<sup>st</sup>. Mr. Bob McAdams was present to accept the proclamation.

Mr. Norris read a proclamation declaring October as Domestic Violence Awareness month. Ms. Robin Goldstein from the Shelter for Help in Emergency (SHE) was present to accept the proclamation.

Mr. Norris read a proclamation in support of the Better Business Challenge and asked business leaders to participate in the challenge. "Better World Betty" Teri Kent was present to accept the proclamation.

Ms. Edwards read a proclamation declaring September as Infant Mortality Awareness Month. Peggy Brown with the Thomas Jefferson Health District and Sharon Veith were present to accept the proclamation. They announced a summit on October 18<sup>th</sup> and a safety program in Charlottesville that distributes portable cribs for families to provide safe sleep for their infants.

Ms. Szakos announced the Department of Communications received an Award of Excellence for best overall website in the country and for Best Public Service Announcement for the "Love Somebody" campaign. She thanked everyone in the Department of Communications for their great work.

She also announced the next Our Town meeting on Thursday, September 22<sup>nd</sup>, at 6pm at Burley School for the Rose Hill and Kellytown neighborhoods.

Mr. Huja said the Community Job Fair will be held Thursday, September 29<sup>th</sup> at the John Paul Jones Arena, from 10:00 am – 3:00 pm. Friday September 30<sup>th</sup> at noon, the City Hall Plaza will be temporarily renamed the "Celebrate 250 Plaza" in preparation for the kick-off of the City's 250<sup>th</sup> year anniversary. Coy Barefoot will present a program at

1:00 pm in Chambers. A gala will be held on Monday, November 12, 2012. Call Ric Barrick at 970-3129 for more information.

Mr. Norris announced Government Services Day on Friday, September 20<sup>th</sup> from 10:00 am – 2:00 p.m. on the Downtown Mall. There is also an important series of meetings coming up regarding the future of the east side of McIntire Park. The first one is September 26<sup>th</sup> at 6:30 pm at the MLK Performing Arts Center.

Ms. Edwards asked to place an update on her meeting with the Downtown Business Association under Other Business.

Mr. Norris asked to place a request from Equality Virginia to prohibit discrimination against employees based on gender identity discrimination or sexual identification under Other Business.

## **MATTERS BY THE PUBLIC**

Ms. Cherie Seise, 210 Sunset Ave., said she is here on behalf of Virginia Organizing. They recently held a Dismantling Racism workshop, and an issue of great concern is that among Charlottesville City employees, people of color are underrepresented at the supervisory and managerial positions.

Ms. Janyce Lewis, 832 A. Hardy Dr., said she is here to address the underrepresentation of people of color among City employees in supervisory and managerial positions. She asked Council to develop and implement a strategy to combat racism in hiring practices. She made several requests of the City's Human Resources department in order to address the issue.

Ms. Jona Noelle Bailey, 130 Appletree Rd., with Virginia Organizing, said the City's current hiring practices are contributing to minority groups being forced to move or commute to other cities because of inadequate job opportunities in Charlottesville.

Ms. Thomasine Wilson, 4080 Cypress Pointe Dr., said the City should make hiring minorities a high priority and identify why people of color do not hold managerial positions. She asked Council to hold a work session to solve these issues, to hold City departments accountable for advancing racial equity in managerial positions, and establish guidelines for measuring progress in these areas.

Mr. Brandon Collins, 536 Meade Ave., said he supports the idea of an anonymous survey about issues of race and having a work session, including participants from Virginia Organizing. He thanked Council for the Peace Day Proclamation and said he supports the letter regarding state funding. He said he is excited for the report on CAT services and asked Council to get more information for the cost of full service on Sundays and holidays. He asked why PHAR was not included in the hiring process for the Section 3 coordinator position.

Mr. Andrew Williams, 501A Rives St., applauded the efforts of Virginia Organizing for highlighting the important issue of balanced representation and equal opportunity in Charlottesville. Regarding the Belmont Bridge, citizens are not getting \$1million worth of design. He asked Council to continue to exercise good judgment regarding appropriation and hold contractors and nonprofits accountable for supporting their argument for more funding only if they have the results to support it. Regarding the pedestrian bridge in McIntire Park, do not forget the aesthetics.

Mr. Walter Heinecke, 1521 Amherst St., thanked Council for changing the Strategic Plan and Vision Statement to address issues of race relations and racial equity. However, issues brought up by Virginia Organizing are clear indicators that we still have a problem. Please move forward on the mechanics of making a change.

Ms. Rebecca Quinn, 104 4<sup>th</sup> St. NE #2, said the public should have been notified that public comments could have been submitted regarding the water supply plan. She asked Council to get a critical staff report clarifying several points before taking action on the plan. RWSA should have to provide an estimate of the total cost for the water plan.

Mr. Stratton Salidis, 704B Graves St., said there is a potential big money take-over of Charlottesville's water supply. He said Nestle and The Hook are some examples. Please do not make our general population pay for something we do not need.

Ms. Kate White, 659 Tyree Ln., said she is here in honor of Infant Mortality Awareness Month, and thanked Council for their support of the Healthy Birth Healthy Baby Health Fair on March 5, 2011. She provided Council with a copy of the report she compiled from the Health Fair and asked for their support again in March 2012.

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

Mr. Huja asked Ms. White what sort of monetary support she was looking for. She said the donation of the Key Center for the Health Fair in March. He also said he was pleased Council adopted the peace resolution.

Ms. Szakos thanked Virginia Organizing for speaking and said she would like to add the issues they brought up to Other Business, particularly regarding an anonymous survey of the employees to find out what the barriers are. She asked for a work session to discuss the issues, with department heads, members of Virginia Organizing, and our attorney. Regarding the Belmont Bridge design, this is a chance to be proactive and innovative. Mr. Williams' statement regarding aesthetics is important. She said she had never heard about the Nestle grant Mr. Salidis mentioned and thought it was interesting.

Dr. Brown said the compelling things we heard from PHAR and Virginia Organizing have called Council's attention to the importance of addressing the issues. What the City can do is small compared to the bigger community we are a part of.

Hopefully taking a big action will have a ripple effect. It is problematic that we lose a lot of talented African Americans to other communities and is also a reflection of the lack of a social environment that young professionals are looking for. He asked what we can do as a community to create a place where music, nightlife, et cetera encourages our talented youth to stay home instead of going to bigger cities.

Ms. Edwards asked the City's HR Director, Mr. Galloway Beck, to speak. It is not easy to come before Council, and she commended those who chose to speak this evening and bring awareness to this issue. She told Mr. Collins we will follow up with his concerns regarding the Section 3 Coordinator and PHAR.

Mr. Galloway Beck, Director of Human Resources for the City of Charlottesville, said the concerns being raised are not new. We are all interested in working collaboratively to tackle the issue of minority underrepresentation. We do ask employees what may be done in terms of personal development. He disagreed that the City has inherently racist hiring practices, but there are things we can do more of, such as marketing, outreach to different communities, more internships, et cetera. If HR does something more direct, employees are often concerned that their responses will be shared even when they are assured they will be kept anonymous.

Mr. Norris thanked Mr. Beck for his comments and commended him personally for going out to speak with ex-offenders, the homeless and others, and helping them navigate through the hiring process. Representation is very important in managerial and supervisory positions in City Hall. This is a community-wide challenge. He thanked Mr. Collins for taking the lead on pushing Council to consider expansion of bus services. PHAR was essential to getting the Section 3 coordinator position filled. PHAR will have a position on the steering committee and will play a role in shaping that initiative. He thanked Ms. Quinn for her comments.

On motion by Dr. Brown, seconded by Mr. Huja, the following appointments were made to City Boards and Commissions: to BAR, Melanie Miller; to the Charlottesville Sister Cities Commission, Greer Johnson, Kara Nelson, and Yates Nobles; to Dialogue on Race, Roscoe Boxley; to JMRL, Carla Mullen; to Parks and Recreation Advisory Committee, Ruth Barnett (effective immediately) and David J. Hirschman (effective January 2012); to the Region 10 Community Services Board, Thomas Taylor; to the Social Services Advisory Board, Carl Brown; to the Vendor Appeals Board, Meghan Cloud and Hugh M. Gravitt, III. (Ayes: Dr. Brown, Ms. Edwards, Mr. Norris, Mr. Huja, Ms. Szakos; Noes: None.)

## **CONSENT AGENDA**

Mr. Huja acknowledged Piedmont Council for the Arts' important service to our community. Ms. Szakos specified that the grant is for art by children in the community.

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

- a. Minutes of September 6
- b. APPROPRIATION: Virginia Juvenile Community Crime Control Act Grant (VJCCCA) – \$452,704 (2<sup>nd</sup> reading)
- c. APPROPRIATION: FY2012 Friendship Court Sponsorship Agreement for Enhanced Police Coverage (1<sup>st</sup> Quarter) – \$22,130.50 (2<sup>nd</sup> reading)
- d. APPROPRIATION: McIntire Park Bike/Pedestrian Bridge Transportation Enhancement Funding Grant Phase I and II - \$517,500 (carried)
- e. APPROPRIATION: Donation for Riverview Park Improvement – \$2,000 (carried)
- f. APPROPRIATION: Recycled Railroad Steel Income - \$1,870 (carried)
- g. APPROPRIATION: 2012 Department of Motor Vehicles Virginia Highway Safety Grant – \$30,386 (carried)
- h. APPROPRIATION: 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) – \$37,336 (carried)
- i. RESOLUTION: Honorary Street Name Designations
- j. RESOLUTION: Support of Restoration of State Funding for Aid to Localities
- k. RESOLUTION: Paving of School Bus Parking Lot - Transfer of Funds to Facilities Repair Fund - \$85,122.99
- l. RESOLUTION: Buford Cooling Tower Replacement – Transfer of \$40,165
- m. ORDINANCE: Spot Blight Abatement – 704 Montrose (2<sup>nd</sup> reading)
- n. ORDINANCE: Infrastructure Maintenance Bonds(2<sup>nd</sup> reading)
- o. ORDINANCE: IPP for 104 Stadium Rd. (2<sup>nd</sup> reading)
- p. RESOLUTION: Contribution to the Piedmont Council for the Arts (PCA) for Support of City Space Exhibits - \$3,000

**PUBLIC HEARING/RESOLUTION: SUBLEASE TO MARTHA JEFFERSON HOSPITAL AT JEFFERSON SCHOOL**

Mr. Brian Daly presented to Council.

The public hearing was opened.

Having no speakers, the public hearing was closed.

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

**REPORT:** NDS INFRASTRUCTURE & DEVELOPMENT PROJECT UPDATES

Mr. Tolbert updated Council on infrastructure projects managed by NDS and development projects in review. Council thanked Mr. Tolbert and their staff for their hard work.

**REPORT:** CAT SERVICES

Mr. Bill Watterson presented to Council and reviewed the various costs associated with operating on holidays and Sundays. The cost would be \$2500 per holiday at the current Sunday Service level. JAUNT would cost more per holiday. The total cost would exceed \$6,000 per holiday.

Mr. Norris clarified that the cost of these services should be incorporated into the new budget year.

Dr. Brown asked how the County and the University fit into the cost of the bus and the free trolley, respectively. Mr. Watterson said there is no contract with the University, but there has been an incremental increase in the University's contribution. To date, there has been no agreement for Albemarle County to support Route 7 in some sort of fashion. We could potentially seek to do cost sharing with Albemarle County, but currently they do not contribute.

Mr. Huja said holidays seem to be the easiest to add, other than Christmas Day. This would be \$30,000 on an annual basis. This should happen starting next calendar year. We should wait until a restructuring study to explore additional services beyond this.

Ms. Szakos said there was not specific language saying the Council was looking at Sunday and Holiday services. She asked for the reconfiguration to factor in these requests as part of the RFP.

Dr. Brown said it is a good idea to do this in the context of next year's budget. This is important but expensive.

Ms. Szakos said if we start it in January, we will have a few months' worth of data going into the budget planning year.

On motion by Ms. Szakos, seconded by Mr. Huja, Council voted to begin the process for appropriating these funds. (Ayes: Mr. Norris, Ms. Edwards, Dr. Brown, Ms. Szakos, Mr. Huja; Noes: None.)

**REPORT:** TJPDC LEGISLATIVE PACKAGE

Mr. David Blount presented to Council on 2011 Legislative Priorities, which include Chesapeake Bay TMDL, state/local funding and revenues, public education funding, transportation funding, land use and growth management, and Comprehensive Services Act.

Mr. Norris asked for an update on the TMDL. Mr. Blount said local staffs have been working to digest data and meet certain deadlines for developing local plans, which have to be submitted by next spring.

Mr. Huja asked if there is funding from the state. Mr. Blount said he cannot yet say what may be included in the Governor's budget. Ms. Erin Yancey, Environmental Planner at TJPDC, also spoke regarding funding from the state.

Mr. Blount said he is also working with staff on local initiatives. Ms. Szakos said the process was helpful last year. Mr. Huja and Ms. Edwards said they will participate in the planning process this year.

**REPORT:** TJPDC REGIONAL SOLID WASTE MANAGEMENT PLAN

Ms. Erin Yancey presented to Council on the plan, which was adopted in 2006 and requires an update every five years. This is the first update. We will have enough capacity in a 20 year time line with our current permitted tonnage. Ms. Yancey discussed basic strategies, including a regional approach, increased recovery, reduced total waste, and increased outreach.

Ms. Szakos asked about composting logistics. Dr. Brown said the numbers seem to be handled differently this year than in the past. He asked about numbers compared to industry standards. Ms. Szakos said we should ask for participation in data collection for the region as part of our contract.

Dr. Brown requested a letter from Council in support for providing staff with data.

**OTHER BUSINESS:** UPDATE ON DOWNTOWN BUSINESS ASSOCIATION MEETING

Ms. Edwards met with the officers of the Downtown Business Association, and it will be the first of many meetings. Charlene Green from Dialogue on Race was there to facilitate the conversation. Participants were open and honest about their concerns. Opportunities for improvement include marketing materials and hiring practices. A more detailed report will be provided at a later date.

**OTHER BUSINESS: VIRGINIA ORGANIZING CONCERNS**

Ms. Szakos asked members of the Virginia Organizing about what their ideas were regarding a survey. They said they did not have anything specific in mind but want to work with Council to create something. Ms. Szakos said perhaps staff could come with a proposal to a work session. Ms. Szakos said some of the measures Virginia Organizing mentioned are included in our new P3 Performance Reporting mechanism. Council named this as a priority at the Council retreat.

Mr. Norris said if we are going to do a work session, it should be addressing the broader dynamic in our community about growing, recruiting and retaining a more diverse workforce, with the City leading by example. We should focus some concentrated time and discussion on this topic. Council will schedule a work session for November.

Dr. Brown said a survey before the work session would be helpful. Ms. Szakos asked if Virginia Organizing representatives could meet with staff members about the survey. Ms. Edwards said Dialogue on Race representatives should also be present.

**OTHER BUSINESS: EQUALITY VIRGINIA**

Mr. Norris read a letter from Equality Virginia regarding support for passage of a bill in the Commonwealth of Virginia prohibiting discrimination based on gender identity or sexual orientation. Mr. Norris asked for Council's support and the addition of the letter to the City's legislative package.

On motion by Mr. Huja, seconded by Dr. Brown, the motion to add this issue to Council's legislative agenda passed unanimously. (Ayes: Mr. Huja, Dr. Brown, Mr. Norris, Ms. Szakos, Ms. Edwards; Noes: None.)

**MATTERS BY THE PUBLIC**

Mr. Peter Kleeman, 407 Hedge St., said he was disappointed that the textured ramps shown in the NDS presentation continue to direct handicapped users into the intersection instead of onto crosswalks. Staff did not say whether the goal of the fence on the Belmont Bridge of prohibiting pedestrians has been successful. Tripping hazards in crosswalks in the downtown area remain an issue, especially metal plates installed over water drainage areas and gaps in sidewalks.

The meeting was adjourned.



President



Clerk