

LEGISLATIVE UPDATE

Actions of the City Council for March 10, 2014

The following legislation was considered and acted upon by the City Council of the City of Falls Church. Copies of legislation are available from the City Clerk, Kathleen Buschow, 703-248-5014.

Legi slation

(**TR14-10**) RESOLUTION TO GRANT A SPECIAL USE PERMIT FOR ASSISTED LIVING AND A SPECIAL EXCEPTION TO INCREASE THE BUILDING HEIGHT BONUS BY EIGHTEEN (18) FEET AND FROM FOUR TO FIVE (4-5) STORIES WITH A MAXIMUM HEIGHT OF SEVENTY-THREE (73) FEET FOR DEVELOPMENT ON APPROXIMATELY 0.77 ACRES OF LAND LOCATED AT 700 WEST BROAD STREET (REAL PROPERTY CODE NUMBERS 51-131-003 AND 51-131-005) KNOWN AS “THE KENSINGTON AT FALLS CHURCH” BY NOVA HABITAT, INC. (James Snyder, Director of Development Services)

MOTION: MOVE to refer (TR14-10) to the Planning Commission, Architectural Advisory Board, Economic Development Authority, Housing Commission, Environmental Services Commission, Tree Commission, Citizens Advisory Committee on Transportation, Greater Falls Church Chamber of Commerce, Village Preservation and Improvement Society (VPIS), and Recreation and Parks Advisory Board; to schedule a public hearing and Council action for Tuesday May 12, 2014; and to advertise the same according to law.

PASSED on roll call vote 6-1, with Mr. Baroukh voting NO.

(**TO14-16**) ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE CITY OF FALLS CHURCH TO REMOVE MIXED-USE REDEVELOPMENT-1 (MUR-1) FROM 700 WEST BROAD STREET

MOTION: MOVE to adopt (TO14-16) on first reading, schedule second reading and public hearing for May12, 2014, and advertise the same according to law.

PASSED on roll call vote 6-1, with Mr. Baroukh voting NO.

(**TO14-01**) ORDINANCE TO AMEND THE BUDGET OF EXPENDITURES AND REVENUES, APPROPRIATING FUNDS FOR THE FISCAL YEAR 2014: GENERAL FUND, WATER REVENUE FUND, STORMWATER FUND, CAPITAL IMPROVEMENT PROJECT FUND AND SPECIALTRANSPORTATION CAPITAL IMPROVEMENT PROJECT FUND (Richard LaCondre, CFO and Director of Finance.)

MOTION: Move to approve (TO14-01) on first reading -- but removing the item at lines 80-94 and the associated dollar amount in the ordinance -- schedule second reading and public hearing for March 24, 2014, and advertise the same according to law. {Item E. Use of Fund Balance: \$847,627, was removed from consideration and will be voted on as a separate ordinance.}

PASSED on roll call vote, unanimously 7-0.

(TO14-03) ORDINANCE TO APPROVE A SIX-MONTH EXTENSION OF THE CABLE TELEVISION FRANCHISE HELD BY COXCOM, LLC, UNTIL JANUARY 31, 2015, TO ALLOW THE CITY AND THE FRANCHISEE TO COMPLETE RENEWAL DISCUSSIONS (Cindy Mester, Assistant City Manager)

MOTION: MOVE to adopt (TO14-02) on first reading, schedule public hearing and second reading for March 24, 2014, and to advertise the same according to law.

PASSED on roll call vote, unanimously 7-0.

Consent Calendar

(1) AUTHORIZE THE CITY MANAGER TO AMEND THE CONTRACT WITH AM-LINER EAST, INC. TO EXPEND UP TO \$800,000 ANNUALLY FOR SANITARY SEWER MAIN LINING SERVICES (SUBJECT TO ANNUAL APPROPRIATION OF FUNDS BY CITY COUNCIL). (Mike Collins, Director of Public Works)

CONSENT MOTION: MOVE to authorize the City Manager to amend the contract with Am-Liner East, Inc. to expend up to \$800,000 annually for sanitary sewer main lining services (subject to annual appropriation of funds by City Council).

o *Appointments*

a. New Applicants

1. Julia Peterson – Girls’ Home Advisory Board: (10/01/11) – 09/30/15 (Unexpired Term)
2. Stephanie Oppenheimer – Library Board of Trustees: (07/01/10) – 06/30/14 (Unexpired Term)
3. Andrea Caumont – Citizens’ Advisory Committee on Transportation: (02/01/13) – 01/31/16 (Unexpired Term)

b. Reappointments

1. Hal Morgan – Citizens’ Advisory Committee on Transportation: 02/01/14 – 01/31/17
2. Peter Oppenheimer – Environmental Services Council: 03/01/13 – 02/28/16
3. William Schellstede – Environmental Services Council: 03/01/13 – 02/28/16
4. Peter Adriance – Environmental Services Council: 03/01/11 – 02/28/14
5. M.T. Gutmanis – Housing Commission: 01/01/14 – 12/31/16

6. Stephen Sprague – Housing Commission: 01/01/14 – 12/31/16
7. David Calabrese – Board of Zoning Appeals: 01/01/14 – 12/31/17
8. Gareth Howell – Board of Zoning Appeals: (01/01/13) – 12/31/16 (Unexpired Term) (Alternate to Full Membership)

MOTION: MOVE to approve the Consent Items.

PASSED on roll call vote, unanimously 7-0.

Other Business

Approval of Minutes

(1) Minutes of December 9, 2013

- **APPROVED unanimously on voice vote, as revised/amended.**

Closed Session

Council went into Closed Session at 10:15 p.m.

Pursuant Va. Code §**2.2-3711 (A)(3)** Discussion or consideration of the disposition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and Va. Code §**2.2-3711 (A)(7)** Consultation with legal counsel employed or retained by the City regarding specific legal matters requiring the provision of legal advice by such counsel; [Sale of the Post Office Parking Lot Property] and [Request of Stephen Hiscott regarding 405 N. Van Buren Street]

Council came back into open session at 11:25 p.m.

Adjournment

Upon proper motion and unanimous voice vote, the meeting was ADJOURNED at 11:26 p.m.

Check List

	Legislation	Done
Agendas-Notices-Legislative Updates	n/a	
Update Code Book		

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