

LEGISLATIVE UPDATE & SUMMARY MINUTES

Actions of the City Council for September 27, 2022

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 cityclerk@fallschurchva.gov or 703-248-5014.

Call to Order: Mayor Tarter called the meeting to order at 7:30 p.m.

Roll Call: Upon roll call, the following members were present: Ms. Connelly, Mr. Duncan, Vice Mayor Hardi, Ms. Lian, Ms. Schantz-Hiscott, Mr. Snyder and Mayor Tarter. Upon proper motion and vote, Mr. Snyder participated through electronic means for medical reasons. Also present were City Manager Wyatt Shields, City Attorney Carol McCoskrie, and City Clerk Celeste Heath.

Second readings of ordinances and other items requiring public hearings

(TO22-15) ORDINANCE TO AMEND ORDINANCE 2008 TO CONTINUE THE SUSPENSION OF CERTAIN ZONING REGULATIONS FOR SIX MONTHS AFTER THE END OF THE COVID-19 EMERGENCY DECLARATION BY CITY COUNCIL **MOTION by Mr. Duncan, seconded by Ms. Lian to adopt (TO22-15) PASSED 7-0. (Ord. 2052)**

(TR22-35) RESOLUTION TO AMEND RESOLUTION 2018-37 TO CHANGE THE APPROVED VOLUNTARY CONCESSIONS, COMMUNITY BENEFITS, TERMS AND CONDITIONS, AMENDED AND DATED FEBRUARY 22, 2021 (RESOLUTION 2021-07) TO REDUCE THE MINIMUM NUMBER OF THEATER SEATS REQUIRED AND PROVIDE FOR THE WITHHOLDING OF ADDITIONAL RESIDENTIAL CERTIFICATES OF OCCUPANCY UNTIL THE THEATER LEASE IS EXECUTED FOR THE PROJECT KNOWN AS "FOUNDERS ROW" ON APPLICATION BY MILL CREEK RESIDENTIAL TRUST (FOUNDERS ROW HOLDINGS, LLC) **MOTION by Ms. Connelly, seconded by Ms. Hardi to continue the public hearing on (TR22-35) to October 11, 2022 PASSED 7-0.**

Resolutions and first readings of ordinances

(TR22-36) RESOLUTION TO ADOPT AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY OF FALLS CHURCH, VIRGINIA, THE CITY OF FALLS CHURCH ECONOMIC DEVELOPMENT AUTHORITY, AND FOUNDERS ROW HOLDINGS, LLC **MOTION by Ms. Connelly, seconded by Ms. Schantz-Hiscott to defer (TR22-36) to October 11, 2022 PASSED 7-0.**

(TR22-40) RESOLUTION APPOINTING BRIAN J. LUBKEMAN OF THE LAW FIRM OF BRIGLIA HUNDLEY, P.C., AS INTERIM CITY ATTORNEY FOR THE CITY OF FALLS CHURCH AND AUTHORIZING THE CITY MANAGER TO EXECUTE A LEGAL SERVICES AGREEMENT WITH MR. LUBKEMAN **MOTION by Ms. Schantz-Hiscott, seconded by Ms. Connelly to adopt (TR22-40) PASSED 6-0. (Ms. Hardi recused herself.) (Res. 2022-36)**

Consent Items

MOTION by Ms. Connelly, seconded by Ms. Schantz-Hiscott to approve the Consent Agenda PASSED 7-0. (As follows.)

APPOINTMENTS

New Appointment: Elise Stein – Library Board of Trustees – (07/01/22) – 06/30/26 (Unexpired Term) **Appointed.**

New Appointment: Daniel Polinsky – Architectural Advisory Board (alternate) - 06/01/22 – 05/31/25 (Unexpired Term) **Appointed.**

New Appointment: Sarah Bayldon – Environmental Sustainability Council Representative on the Solid Waste Management Plan Advisory Committee – 09/27/22 - 07/30/24 **Appointed.**

Reappointment: James Way - Architectural Advisory Board - 06/01/22 – 05/31/25 **Appointed.**

(TR22-38) RESOLUTION TO AMEND AND READOPT THE CITY OF FALLS CHURCH PURCHASING RESOLUTION (Res. 2022-37)

(TR22-39) RESOLUTION AFFIRMING COMMITMENT TO FISCAL YEAR 2024 INFRASTRUCTURE INVESTMENT AND JOBS ACT (IIJA) FUNDING FOR THE SHERROW AVENUE CULVERT UNDER AGREEMENT WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION (Res. 2022-38)

(CONSENT) AUTHORIZE THE CITY MANAGER, ON BEHALF OF THE CITY OF FALLS CHURCH, TO ENTER INTO AND EXECUTE A JOINT FUNDING AGREEMENT WITH U.S. DEPARTMENT OF THE INTERIOR FOR WATER RESOURCE INVESTIGATIONS **Authorized.**

(CONSENT) AUTHORIZE THE PURCHASING AGENT, ON BEHALF OF THE CITY, TO SIGN A CONTRACT WITH ATLANTIC MACHINERY, INC. FOR THE PURCHASE OF A VAC-CON TITAN 310/1000 SEWER VACUUM TRUCK, IN AN AMOUNT NOT TO EXCEED \$343,709 **Authorized.**

AUTHORIZE THE PURCHASING AGENT, ON BEHALF OF THE CITY, TO AWARD UP TO \$2,530,000 IN A CONTRACT WITH RUSTLER CONSTRUCTION INC. FOR THE TRAMMEL BRANCH CULVERT IMPROVEMENTS PHASE 2 PROJECT **Authorized.**

Other Business

City Council conducted work sessions on the following:

- The proposed East End Small Area Plan.
- (TO22-16) ORDINANCE TO ADJUST THE COMPENSATION FOR THE CITY OF FALLS CHURCH MAYOR AND CITY COUNCIL MEMBERS
- (TO22-17) ORDINANCE TO AMEND CHAPTER 16, “FINANCE” ARTICLE III, OF THE CODE OF THE CITY OF FALLS CHURCH TO INCLUDE AN ELECTRONIC SUMMONS FEE

Approval of Minutes of Previous Meetings

Upon proper motion and vote, the minutes of the July 11, 2022 meetings were approved as corrected.

Adjournment

Upon proper motion, the meeting was adjourned at 10:28 p.m.

Legislation	Action
(TO22-15)	Ord. 2052
(TR22-35)	Continue public hearing to 10-11-22
(TR22-36)	Defer to 10-11-22
(TR22-40)	Res. 2022-36
(TR22-38)	Res. 2022-37
(TR22-39)	Res. 2022-38
June 13, 2022 Minutes	Approved as corrected