



NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

MEMORANDUM

FOR: Chairman Martin E. Nohe and Members
Northern Virginia Transportation Authority

FROM: Monica Backmon, Executive Director

DATE: November 28, 2016

SUBJECT: Regional Funding Project 510-80811 (Potomac Yard Metrorail Station)

1. **Recommendation.** Approval of attached Standard Project Agreement (SPA) 510-80811.
2. **Suggested motion.** *I move approval of the proposed Standard Project 510-80811 (Potomac Yard Metrorail Station), in accordance with NVTa's approved Project Description Sheets for each project to be funded as appended to the Standard Project Agreements; and that the Executive Director sign it on behalf of the Authority.*
3. **Background.**
 - a. The Authority previously approved this project for funding using FY2017 70% regional revenues on July 14, 2016.
 - b. The attached SPA presented by the City of Alexandria is consistent with the project previously approved by the Authority.
 - c. The attached SPA has been reviewed by the Council of Counsels, noting that there were no legal issues.

Attachment: SPA for NVTa Project Number 510-80811

Coordination: Council of Counsels

Standard Project Agreement for Funding and Administration
between
Northern Virginia Transportation Authority
and
City of Alexandria
(Recipient Entity)

Project Name: Potomac Yard Metro

NVTA Project Number: 510 - 80811

This Standard Project Agreement for Funding and Administration ("this Agreement") is made and executed in duplicate on this ____ day of _____, 20__, as between the Northern Virginia Transportation Authority ("NVTA") and City of Alexandria ("Recipient Entity").

WITNESSETH

WHEREAS, NVTA is a political subdivision of the Commonwealth of Virginia created by the Northern Virginia Transportation Authority Act ("the NVTA Act"), Chapter 25 of Title 33.2 of the Code of Virginia, as amended;

WHEREAS, Section 33.2-2500(4) of the Code of Virginia authorizes NVTA to enter into project agreements with certain statutorily designated entities for the provision of transportation facilities and services to the area embraced by NVTA;

WHEREAS, Section 33.2-2509 of the Code of Virginia authorizes NVTA to use funds from a fund established pursuant to that Code section (the "NVTA Fund") in order to assist in the financing, in whole or in part, of certain regional transportation projects in accordance with Code Section 33.2-2510;

WHEREAS, the NVTA Fund provides for the deposit therein of certain dedicated revenues and other funds appropriated by the Virginia General Assembly;

WHEREAS, Section 33.2-2510 of the Code of Virginia authorizes the use of funds from the NVTA Fund and the use of proceeds from NVTA debt issuances ("NVTA Bond Proceeds") to be used by NVTA solely for transportation purposes benefitting those counties and cities embraced by NVTA;

WHEREAS, the Project set forth and described on Appendix A to this Agreement ("the Project") satisfies the requirements of Virginia Code Section 33.2-2510;

WHEREAS, the Project is to be financed, as described in Appendix B, in whole or in part, by funds from the NVTAFund and/or from NVTABond Proceeds, is located within a locality embraced by NVTAs geographical borders, or is located in an adjacent locality, but only to the extent that any such extension is an insubstantial part of the Project and is essential to the viability of the Project within the localities embraced by NVTAFund;

WHEREAS, Cityof Alexandria formally requested that NVTAFund provide funding to the Project by timely submitting an application for NVTAFund funding in response to NVTAs call for projects;

WHEREAS, NVTAFund has reviewed Cityof Alexandria 's application for funding and has approved Cityof Alexandria 's administration and performance of the Project's described scope of work;

WHEREAS, based on the information provided by Cityof Alexandria, NVTAFund has determined that the Project complies with all requirements of the NVTAFund Act related to the use of moneys identified in Virginia Code Sections 33.2-2510(A),(C)1 and all other applicable legal requirements;

WHEREAS, the funds to be provided by NVTAFund described in Appendix B have been duly authorized and directed by Cityof Alexandria to finance the Project;

WHEREAS, NVTAFund agrees that Cityof Alexandria will design and/or construct the Project or perform such other specific work for the Project and Cityof Alexandria agrees that it will perform such work on the terms and conditions set forth in this Agreement and the Appendices appended thereto;

WHEREAS, both parties have concurred in the Cityof Alexandria 's administration, performance, and completion of the Project on the terms and conditions set forth in this Agreement and its Appendices and in accordance with all applicable federal, state, and local laws and regulations; and

WHEREAS, NVTAs governing body and Cityof Alexandria 's governing body have each authorized that their respective designee(s) execute this agreement on their respective behalf(s) as evinced by copies of each such entity's clerk's minutes which are appended hereto as Appendix E;

NOW THEREFORE, in consideration of the promises made mutual covenants, and agreements contained herein, the parties hereto agree as follows:

A. Recipient Entity's Obligations

City of Alexandria shall:

1. Complete or perform all said work as described in Appendix A, advancing such work diligently and ensuring that all work is completed in accordance with all applicable federal, state, and local laws and regulations, and all terms and conditions of this Agreement.
2. Ensure that all work performed or to be performed under this Agreement is in accordance with the Project Description Sheets attached to Appendix A and complies with Va. Code Ann. Sections 33.2-2510(A), (C)1.
3. Perform or have performed, and remit all payment requisitions and other requests for funding for design and engineering, including all environmental work, right-of-way acquisition, construction, contract administration, testing services, inspection services, or capital asset acquisitions for the Project, as is required by this Agreement and that may be necessary for completion of the Project.
4. Not use the NVT A funds specified on Appendix B to pay any Project cost if the NVT A Act does not permit such Project cost to be paid with NVT A funds.
5. Recognize that, if the Project contains "multiple phases" (as such "multiple phases" are defined for the Project on Appendix A), for which NVT A will provide funding for such multiple phases (as set forth on Appendix B), NVT A may not provide funding to City of Alexandria to advance the Project to the next phase until the current phase is completed. In any circumstance where City of Alexandria seeks to advance a Project to the next phase using NVT A funds, City of Alexandria shall submit a written request to NVT A's Executive Director explaining the need for NVT A's funding of an advanced phase. NVT A's Executive Director will thereafter review the circumstances underlying the request in conjunction with Appendix B and NVT A's current and projected cash flow position and make a recommendation to NVT A whether to authorize the requested advance phase funding. Nothing herein, however, shall prohibit City of Alexandria from providing its own funds to

advance a future phase of the Project and from requesting reimbursement from NVTA for having advance funded a future phase of the Project. However, Cityof Alexandria further recognizes that NVTA's reimbursement to Cityof Alexandria for having advance funded a Project phase will be dependent upon NVTA's cash flow position at the time such a request for reimbursement is submitted and to the extent that any such advanced funding is consistent with Appendix B.

6. Acknowledge that NVTA's Executive Director will periodically update NVTA's project cash flow estimates with the objective toward keeping those estimates accurate throughout the life of the Project. Cityof Alexandria shall provide all information required by NVTA so as to ensure and facilitate accurate cash flow estimates and accurate updates to those cash flow estimates throughout the life of the Project as described in Appendix B.
7. Provide to NVTA requests for payment consistent with Appendix B and the most recently approved NVTA cash flow estimates that include NVTA's standard payment requisition(s), containing detailed summaries of actual project costs incurred with supporting documentation as determined by NVTA and that certify all such costs were incurred in the performance of work for the Project as authorized by this Agreement. Each payment requisition shall be in substantially the same form as set forth in Appendix C of this Agreement. If approved by NVTA, Cityof Alexandria can expect to receive payment within twenty (20) days upon receipt by NVTA. Approved payments may be made by means of electronic transfer of funds from NVTA to or for the account of Cityof Alexandria.
8. Promptly notify NVTA's Executive Director of any additional project costs resulting from unanticipated circumstances and provide to NVTA detailed estimates of additional costs associated with those circumstances. Cityof Alexandria understands that it will be within NVTA's sole discretion whether to provide any additional funding to the Project in such circumstances and that NVTA will do so only in accordance with NVTA's approved Project Selection Process and upon formal action and approval by NVTA. Cityof Alexandria shall timely provide to NVTA a

complete and accurate update to Appendix B, if NVTA approves funding of any additional Project costs for the Project under this Paragraph.

9. Release or return any unexpended funds to NVTA no later than 90 days after final payment has been made to the contractors.
10. Review and acknowledge the requirements of NVTA Resolution No. 14-08 adopted January 23, 2014; to wit that, if applicable to Cityof Alexandria's Project: a) Prior to any NVTA funds being released for a project that may be part of a larger project, projects, or system undertaken with an extra-territorial funding partner, all such extra-territorial funding partners must commit to pay their appropriate, respective proportionate share or shares of the larger project or system cost commensurate with the benefits to each on a basis agreed upon by the NVTA member localities; b) any such funds released by NVTA for such project will be in addition to the funds that the NVTA member locality is to receive from or be credited with by the extra-territorial funding partner for the project or system; and c) there shall be no funding made available by NVTA until such time as all extra-territorial funding partners for such project or system pay or officially commit to fund their appropriate, respective proportionate shares of such large project or system commensurate with the benefits to each on a basis agreed upon with NVTA.
11. Should Cityof Alexandria be required to provide matching funds in order to proceed or complete the funding necessary for the Project, Cityof Alexandria shall certify to NVTA that all such matching funds have been either authorized and/or appropriated by Cityof Alexandria's governing body or have been obtained through another, independent funding source;
12. Maintain complete and accurate financial records relative to the Project for all time periods as may be required by the Virginia Public Records Act and by all other applicable state or federal records retention laws or regulations, unless superseded by the laws that govern Cityof Alexandria and provide copies of any such financial records to NVTA, free of charge, upon request.

13. Maintain all original conceptual drawings and renderings, architectural and engineering plans, site plans, inspection records, testing records, and as built drawings for the Project for the time periods required by the Virginia Public Records Act and any other applicable records retention laws or regulations, unless superseded by the laws that govern Cityof Alexandria; and provide to NVTa copies of all such drawings and plans free of charge, upon request.
14. Reimburse NVTa for all NVTa funds (with interest earned at the rate earned by NVTa) that Cityof Alexandria misapplied or used in contravention of Sections 33.2-2500 *et. seq.* of the Virginia Code ("the NVTa Act") Chapter 766 of the 2013 Virginia Acts of Assembly ("Chapter 766"), or any term or condition of this Agreement.
15. Name NVTa and its Bond Trustee or require that all Cityof Alexandria's contractors name NVTa or its Bond Trustee as an additional insured on any insurance policy issued for the work to be performed by or on behalf of Cityof Alexandria for the Project and present NVTa with satisfactory evidence thereof before any work on the Project commences or continues.
16. Give notice to NVTa that Cityof Alexandria may use NVTa funds to pay outside legal counsel services (as opposed to utilizing the services of its own in-house counsel or NVTa's in-house legal counsel) in connection with the work performed under this Agreement Cityof Alexandria so as to ensure that no conflict of interest may arise from any such representation.
17. Provide certification to NVTa, that upon final payment to all contractors for the Project, Cityof Alexandria will use the Project for its intended purposes for the duration of the Project's useful life. Under no circumstances will NVTa be considered responsible or obligated to operate and/or maintain the Project after its completion.
18. Comply with all requirements of the Virginia Public Procurement Act and other applicable Virginia Code provisions, or local ordinances which govern the letting of public contracts, unless superseded by the laws that govern Cityof Alexandria.

19. Acknowledge that if the Project is being funded in whole or in part by NVTB Bond Proceeds, comply with the tax covenants attached as Appendix D.
20. Acknowledge that if _____ Cityof Alexandria _____ expects and/or intends that the Project is to be submitted for acceptance by the Commonwealth into its system that _____ Cityof Alexandria _____ agrees to comply with the Virginia Department of Transportation's ("VDOT's") "Standards, Requirements and Guidance."
21. Recognize that _____ Cityof Alexandria _____ is solely responsible for obtaining all permits and permissions necessary to construct and/or operate the Project, including but not limited to, obtaining all required VDOT and local land use permits, applications for zoning approvals, and regulatory approvals.
22. Recognize that if _____ Cityof Alexandria _____ is funding the Project, in whole or in part, with federal and/or state funds, in addition to NVTB funds and/or NVTB Bond Proceeds that _____ Cityof Alexandria _____ will need to comply with all federal and Commonwealth funding requirements, including but not limited to, the completion and execution of VDOT's Standard Project Administration Agreement and acknowledges that NVTB will not be a party or signatory to that Agreement; nor will NVTB have any obligation to comply with the requirements of that Agreement.
23. Provide a certification to NVTB no later than 90 days after final payment to the contractors that _____ Cityof Alexandria _____ adhered to all applicable laws and regulations and all requirements of this Agreement.

B. NVTB's Obligations

NVTB shall:

- I. Provide to _____ Cityof Alexandria _____ the funding authorized by NVTB for design work, engineering, including all environmental work, all right-of-way acquisition, inspection services, testing services, construction, and/or capital asset acquisition(s) on a reimbursement basis as set forth in this Agreement and as specified in the Project Budget and Cash Flow contained in

Appendix B to this Agreement or the most updated amendment thereto, as approved by NVTA.

2. Assign a Program Coordinator for the Project. NVTA's Program Coordinator will be responsible for monitoring the Project on behalf of NVTA so as to ensure compliance with this Agreement and all NVTA's requirements and with overseeing, managing, reviewing, and processing, in consultation with NVTA's Executive Director and its Chief Financial Officer ("CFO") , all payment requisitions submitted by Cityof Alexandria for the Project. NVTA's Program Coordinator will have no independent authority to direct changes or make additions, modifications, or revisions to the Project Scope of Work as set forth on Appendix A or to the Project Budget and Cash Flow as set forth on Appendix B.
3. Route to NVTA's assigned Program Coordinator all Cityof Alexandria's payment requisitions, containing detailed summaries of actual Project costs incurred which are in substantially the same form as shown on Appendix C submitted to NVTA for the Project. After submission to NVTA, NVTA's Program Coordinator will conduct an initial review of all payment requisitions and supporting documentation for the Project in order to determine the submission's legal and documentary sufficiency. NVTA's Program Coordinator will then make a recommendation to the NVTA's CFO and Executive Director whether to authorize payment, refuse payment, or seek additional information from Cityof Alexandria. If the payment requisition is sufficient as submitted, payment will be made within twenty (20) days from receipt. If the payment requisition is deemed insufficient, within twenty (20) days from receipt, NVTA's Program Coordinator will notify Cityof Alexandria in writing and set forth the reasons why the payment requisition was declined or why and what specific additional information is needed for processing the payment request. Payment will be withheld until all deficiencies identified by NVTA have been corrected. Under no circumstances will NVTA authorize payment for any work performed by or on behalf of Cityof Alexandria that is not in conformity with the requirements of the NVTA Act, Chapter 766, or this Agreement.

4. Route all City of Alexandria's supplemental requests for funding from NVTA under Paragraphs A.5 and A.8 of this Agreement to NVTA's Executive Director. NVTA's Executive Director will initially review those requests and all supporting documentation with NVTA's CFO. After such initial review, NVTA's Executive Director will make a recommendation to NVTA's Finance Committee for its independent consideration and review. NVTA's Finance Committee will thereafter make a recommendation on any such request to NVTA for final determination by NVTA.
5. Conduct periodic compliance reviews scheduled in advance for the Project so as to determine whether the work being performed remains within the scope of this Agreement, the NVTA Act, Chapter 766, and other applicable law. Such compliance reviews may entail review of City of Alexandria's financial records for the Project and on-site inspections.
6. Acknowledge that if, as a result of NVTA's review of any payment requisition or of any NVTA compliance review, NVTA staff determines that City of Alexandria has misused or misapplied any NVTA funds in derogation of this Agreement or in contravention of the NVTA Act, Chapter 766 or applicable law, NVTA staff will promptly advise NVTA's Executive Director and will advise City of Alexandria's designated representative in writing. City of Alexandria will thereafter have thirty (30) days to respond in writing to NVTA's initial findings. NVTA's staff will review City of Alexandria's response and make a recommendation to NVTA's Finance Committee. NVTA's Finance Committee will thereafter conduct its own review of all submissions and make a recommendation to NVTA. Pending final resolution of the matter, NVTA will withhold further funding on the Project. If NVTA makes a final determination that City of Alexandria has misused or misapplied funds in contravention of this Agreement, the NVTA Act, Chapter 766, or other applicable law, NVTA will cease further funding for the Project and will seek reimbursement from City of Alexandria of all funds previously remitted by NVTA (with interest earned at the rate earned by NVTA) which were misapplied or misused by City of Alexandria. Nothing herein shall, however, be construed as denying, restricting or limiting the pursuit of either party's legal rights or available legal remedies.

7. Make guidelines available to City of Alexandria to assist the parties in carrying out the terms of this Agreement in accordance with applicable law.
8. Upon recipient's final payment to all contractors, retain copies of all contracts, financial records, design, construction, and as-built project drawings and plans for the Project for the time periods required by the Virginia Public Records Act and as may be required by other applicable records retention laws and regulations.
9. Be the sole determinant of the amount and source of NVTAs funds to be provided and allocated to the Project and the amounts of any NVTAs funds to be provided in excess of the amounts specified in Appendix B.

C. Term

1. This Agreement shall be effective upon adoption and execution by both parties.
2. City of Alexandria may terminate this Agreement, for cause, in the event of a material breach by NVTAs of this Agreement. If so terminated, NVTAs shall pay for all Project costs incurred through the date of termination and all reasonable costs incurred by City of Alexandria to terminate all Project related contracts. The Virginia General Assembly's failure to appropriate funds to NVTAs as described in paragraph F of this Agreement or repeal of the legislation establishing the NVTAs fund created pursuant to Chapter 766 shall not be considered material breaches of this Agreement by NVTAs. Before initiating any proceedings to terminate under this Paragraph, City of Alexandria shall give NVTAs sixty (60) days written notice of any claimed material breach of this Agreement; thereby allowing NVTAs an opportunity to investigate and cure any such alleged breach.
3. NVTAs may terminate this Agreement, for cause, resulting from City of Alexandria's material breach of this Agreement. If so terminated, City of Alexandria shall refund to NVTAs all funds NVTAs provided to City of Alexandria for the Project (including interest earned at the rate earned by NVTAs). NVTAs will provide City of Alexandria with sixty (60) days written notice that NVTAs is exercising its rights to terminate this Agreement and the reasons for termination. Prior to termination, City of Alexandria may

request that NVTa excuse _____ Cityof Alexandria _____ from refunding all funds NVTa provided to _____ Cityof Alexandria _____ for the Project based upon _____ Cityof Alexandria _____'s substantial completion of the Project or severable portions thereof; and NVTa may, in its sole discretion, excuse _____ Cityof Alexandria _____ from refunding all or a portion of the funds NVTa provided to _____ Cityof Alexandria _____ for the Project. No such request to be excused from refunding will be allowed where _____ Cityof Alexandria _____ has either misused or misapplied NVTa funds in contravention of applicable law.

4. Upon termination and payment of all eligible expenses as set forth in Paragraph C.3 above, _____ Cityof Alexandria _____ will release or return to NVTa all unexpended NVTa funds with interest earned at the rate earned by NVTa no later than sixty (60) days after the date of termination.

D. Dispute

In the event of a dispute under this Agreement, the parties agree to meet and confer in order to ascertain if the dispute can be resolved informally without the need of a third party or judicial intervention. NVTa's Executive Director and _____ Cityof Alexandria _____'s Chief Executive Officer or Chief Administrative Officer shall be authorized to conduct negotiations on behalf of their respective entities. If a resolution of the dispute is reached via a meet and confer dispute resolution method, it shall be presented to NVTa and to _____ Cityof Alexandria _____'s governing body for formal confirmation and approval. If no satisfactory resolution can be reached via the meet and confer method, either party is free to pursue whatever remedies it may have at law, including all judicial remedies.

E. NVTa's Financial Interest in Project Assets

_____ Cityof Alexandria _____ agrees to use the real property and appurtenances and fixtures thereto, capital assets, equipment and all other transportation facilities that are part of the Project and funded by NVTa under this Agreement ("Project Assets") for the designated transportation purposes of the Project under this Agreement and in accordance with applicable law throughout the useful life of each Project Asset. NVTa shall retain a financial interest in the value of each of the of the Project Assets, whether any such Project Asset may have depreciated or appreciated, throughout its respective useful life proportionate to the amount of the cost of the Project Asset funded by NVTa under this

Agreement. In the event that Cityof Alexandria fails to use any of the Project Assets funded under this Agreement for the transportation purposes as authorized by this Agreement or applicable law throughout its respective useful life, Cityof Alexandria shall refund to NVTA with interest at the rate earned by NVTA the amount attributable to NVTA's proportionate financial interest in the value of said Project Asset. If Cityof Alexandria refuses or fails to refund said monies to NVTA, NVTA may recover its proportionate financial interest from Cityof Alexandria by pursuit of any remedies available to NVTA, including but not limited to NVTA's withholding of commensurate amounts from future distributions of NVTA funds to Cityof Alexandria.

F. Appropriations Requirements

1. Nothing herein shall require or obligate any party to commit or obligate funds to the Project beyond those funds that have been duly authorized and appropriated by their respective governing bodies.
2. The parties acknowledge that all funding provided by NVTA pursuant to Chapter 766 is subject to appropriation by the Virginia General Assembly. The parties further acknowledge that: (i) the moneys allocated to the NVTA Fund pursuant to Va. Code Ann. Sections 58.1-638, 58.1-802.2, and 58.1-1742 and any other moneys that the General Assembly appropriates for deposit into the NVTA Fund are subject to appropriation by the General Assembly and (ii) NVTA's obligations under this Agreement are subject to such moneys being appropriated for deposit in the NVTA Fund by the General Assembly.

G. Notices

All notices under this Agreement to either party shall be in writing and forwarded to the other party by U.S. mail, care of the following authorized representatives:

- 1) to: NVTA, to the attention of its Executive Director;
3040 Williams Drive, Suite 200
Fairfax, VA 22031
- 2) to Cityof Alexandria, to the attention of Mark Jinks
301 King Street, Room 3500
Alexandria, VA 22314 (address)

H. Assignment

This Agreement shall not be assigned by either party unless express written consent is given by the other party.

I. Modification or Amendment

This Agreement may be modified, in writing, upon mutual agreement of both parties.

J. No Personal Liability or Creation of Third Party Rights

This Agreement shall not be construed as creating any personal liability on the part of any officer, employee, or agent of the parties; nor shall it be construed as giving any rights or benefits to anyone other than the parties hereto.

K. No Agency

City of Alexandria _____ represents that it is not acting as a partner or agent of NVT; and nothing in this Agreement shall be construed as making any party a partner or agent with any other party.

L. Sovereign Immunity

This Agreement shall not be construed as a waiver of either party's sovereign immunity rights.

M. Incorporation of Recitals

The recitals to this Agreement are hereby incorporated into this Agreement and are expressly made a part hereof. The parties to this Agreement acknowledge and agree that such recitals are true and correct.

N. Mutual Preparation and Fair Meaning

The parties acknowledge that this Agreement has been prepared on behalf of all parties thereto and shall be construed in accordance with its fair meaning and not strictly construed for or against either party.

O. Governing Law

This Agreement is governed by the laws of the Commonwealth of Virginia.

IN WITNESS WHEREOF, each party hereto has caused this Agreement to be executed as of the day, month, and year first herein written by their duly authorized representatives.

Northern Virginia Transportation Authority

By: _____

Date: _____

City of Alexandria (Name of Recipient Entity)

By: Mark B. Jinks

Mark B. Jinks, City Manager

Date: 10-26-16

APPROVED AS TO FORM
Doyle
ASSISTANT CITY ATTORNEY

Appendix A –Narrative Description of Project (Attach Project Description Form)

NVTA Project Title: Potomac Yard Metro (include alpha-numeric project id)

Recipient Entity: City of Alexandria

Project Manager Contact Information: Lee Farmer (703) 746-4146

Table A-1 Project Changes

Only Complete if Different from the Approved NVTA Project Description Form Attached

Table A-2 Project Milestone Changes

Only Complete if Different from the Approved NVTA Project Description Form Attached

These milestone changes are based on an assumed Record of Decision in Fall 2016.

The current set of milestones for the project are:

PE for Design-Build Package-Fall 2015-Fall 2016

Environmental Work-Start of EIS-February 2011-Completion Fall 2016

Design-Start of Final Design Summer 2017-Fall/Winter 2017

Right of Way Acquisition (Summer 2017)-(No money exchanged-arrangements made)

Construction-Start of Construction-Completion (Winter 2018-Winter 2021)

Signature: 
Chief Executive Officer

Date: 10-26-16
Mark B. Jinks, City Manager

APPROVED AS TO FORM

ASSISTANT CITY ATTORNEY



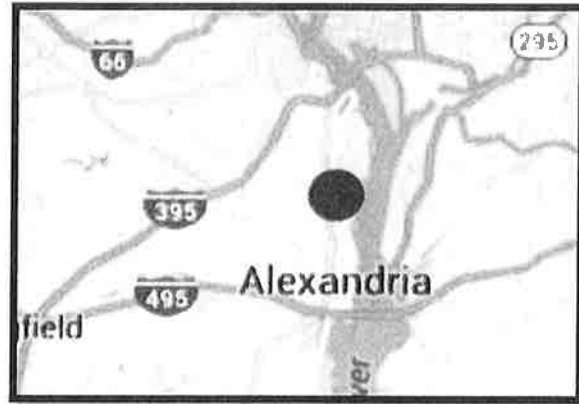
Project Description Form – 8DD

Basic Project Information

Submitting Jurisdiction/Agency: City of Alexandria

Project Title: Potomac Yard Metrorail Station

Project Location: East of Potomac Avenue, North of East Glebe Road, on the WMATA Blue and Yellow Lines.



Project Description: The project provides for planning, design, and construction of a new Metrorail station and ancillary facilities located at Potomac Yard within the City of Alexandria along the existing Metrorail Blue and Yellow lines between the Ronald Reagan Washington National Airport Station and the Braddock Road Station. The project would serve existing neighborhoods and retail centers as well as high-density, transit-oriented development planned by the City of Alexandria. The project would provide access to the regional Metrorail system for the Route 1 Corridor of north Alexandria, which is currently without direct access to the system. This specific application is to provide some of the money necessary to build the Station.

Project Milestones

Project Milestones by Project Phase:

- **Engineering:** Start of PE for Design Build Package-September 2015- Completion-June, 2016
- **Environmental Work-Start of EIS:** February 2011-Completion-May, 2016
- **Design-Start of Final Design:** March 2017-Completion- December, 2017
- **Right of Way Acquisition:** January 2017
- **Construction:** Start of Construction-August 2017/Completion-April, 2020
- **Capital Asset Acquisitions**
- **Other**

Project Analysis Summary*

NVTA Quantitative Score	66.20	Rank	3
Congestion Reduction Relative to Cost Ratio (NVTA Share)	0.33	hours saved/\$	Rank 10
Congestion Reduction Relative to Cost Ratio (Total Cost)	0.08	hours saved/\$	Rank 17

*Detailed scoring information can be found at: <http://www.thenovaauthority.org/planning-programming/fy2017-program/>

Project Cost

Requested NVTa FY2017 Funds: \$66,000,000

Total Cost to Complete Project: \$287,484,000

Project Phases	Requested NVTa FY2017 Funds	Other Sources of Funding	Total Cost by Phase
Engineering			
Environmental Work		\$1,000,000- FY2014 NVTa \$1,139,325- WMATA Credits \$1,000,000- Flexed Urban Funds \$2,060,679- Special Tax District Revenue	\$5,200,000 (FY2014-FY2016)
Design & Construction	\$66,000,000 (Design-Build Project)	\$1,000,000 - FY2014 NVTa \$275,000- FY2015/FY2016 NVTa \$2,912,525 -Special Tax District Revenue \$153,719,675 -Bonds \$50,000,000 - VTIB Bonds \$1,500,000- Developer Contributions	\$1,275,000 (FY2014 and FY2016) \$274,132,200 (FY 2017- FY 2018- FY 2019)
Right of Way Acquisition			
Capital Asset Acquisitions			
Contract Administration		\$1,225,000-FY2015 / FY2016 NVTa \$5,251,800- Special Taxes	\$6,476,800 (FY 2017- FY 2018- FY 2019)
Other		\$400,000-Bonds (Outside Legal Counsel)	\$400,000 (Outside Legal Counsel)
TOTAL	\$66,000,000	\$221,484,004	\$287,484,000

Project Impacts

What regional benefit(s) does this project offer? The facility will provide access for the entire region to and from the existing and planned mixed-use activity center at Potomac Yard. The new station will improve the modal split in the U.S. Route 1 corridor by providing an attractive transit option. The dense, mixed-use development at Potomac Yard enabled by the station will mitigate regional traffic congestion by concentrating office, residential, and retail uses close to the regional core in an area with significant alternatives to the automobile. In addition, the office development enabled by the station will help to balance peak flows by providing a "reverse commute" option for workers residing in the District of Columbia and parts of Arlington County.

How will the project reduce congestion? Models suggest that 5,000 to 6,000 daily trips will be shifted from automobiles to transit if this station is constructed.

How will the project increase capacity? The station provides access to the regional Metrorail system for residents and employees in the Potomac Yard area. This increases capacity of the entire system by distributing trips among modes. Models suggest between 10,000 and 11,300 daily boardings at the Metrorail station.

How will the project improve auto and pedestrian safety? The facility will enable pedestrians to access Potomac Yard destinations using a method other than the private automobile, resulting in shorter pedestrian trips from the station, instead of long unsafe automobile trips.

How will the project improve regional connectivity? This station will provide a direct Metrorail connection to the rest of the region for the 13.075 million square feet of mixed use development in Potomac Yard. By adding a significant regional node to the Metrorail system, the project improves the connectivity and efficacy of Metrorail as a network.

How will the project improve bicycle and pedestrian travel options? The project will include a 24-hour bicycle and pedestrian bridge between Potomac Yard and Potomac Greens. This bridge will connect the new network of bicycle routes and trails on the west side of the CSXT right of way with the Mount Vernon Trail via Potomac Greens Drive and Slaters Lane. The existing and future development in Potomac Yard, which is supported by the station, includes a dense pedestrian-friendly network of streets as well as on- and off-street options for bicycles.

How will the project improve the management and operation of existing facilities through technology applications? This facility will incorporate the latest technologies available to expedite fare collection (NEPP) and information dissemination which WMATA will be using when the station opens.

Additional Information in Support of This Project

<http://www.alexandriava.gov/potomacyard/default.aspx?id=56902>

Draft EIS:

<http://www.alexandriava.gov/potomacyard/default.aspx?id=56902#DEIS%20Document>

Staff Recommendation for Preferred Alternative:

http://www.alexandriava.gov/uploadedFiles/2015-04-24%20Staff%20Report_w%20appendices.pdf

City Council Resolution (Preferred Alternative)

http://legistar.granicus.com/alexandria/meetings/2015/5/1415_A_City_Council_Special_Meeting_15-05-20_Docket.pdf (you have to click through to get to this – we may not need it)

North Potomac Yard Small Area Plan:

http://www.alexandriava.gov/planning/info/default.aspx?id=44614#North_Potomac_Yard

Potomac Yard/Potomac Greens Small Area Plan:

<http://www.alexandriava.gov/planning/info/default.aspx?id=44614#PYPG>

**APPENDIX B-PROJECT BUDGET & CASH FLOW
PROJECT IDENTIFICATION AND PROPOSED FUNDING**

NVTA Project Title: Potomac Yard Metro
Recipient Entity: City of Alexandria
Project Contact Information: Lee Farmer 703-746-4146

NVTA Use:	
Date Received:	
Funding Program:	
Project #:	
Ledger Account #:	
Revision Date:	
Rec'd Certificate of Ins:	

TABLE B-1 PROJECT COSTS & FUNDING SOURCE

Project Cost Category	Total Project Costs	Approved NVTA Project Funds	Amount of Other Sources of Funds	List of Other Sources of Funds (For each cost category include all other funding sources; list each source of funds on a separate line for each cost category)
Study-Environmental Work	\$ 5,200,000	\$ -	\$ 1,139,325	WMATA Credits
			\$ 1,000,000	Flexed Urban Funds
			\$ 1,000,000	NVTA FY14
			\$ 2,060,675	Special Tax District Revenue
Preliminary Engineering	\$ 1,275,000		\$ 1,000,000	NVTA FY14
			\$ 275,000	NVTA FY15/16
Right-of-Way Acquisition				
Construction	\$ 274,132,200	\$ 66,000,000	\$ 2,912,525	Special Tax District Revenue
			\$ 154,587,475	Bonds
			\$ 50,000,000	VTIB Loan
			\$ 1,500,000	Developer Contributions
Contract Administration	\$ 6,476,800		\$ 5,251,800	Special Tax District Revenue
			\$ 1,225,000	NVTA FY15/16
Capital Asset Acquisitions				
Other	\$ 400,000		\$ 400,000	Bonds
Total Estimated Cost	\$ 287,484,000	\$ 66,000,000	\$ 222,351,800	

TABLE B-2 PROJECT CASH FLOW PER FISCAL YEAR AND COST CATEGORY FOR NVTA FUNDS ONLY

Project Cost Category	Total FY2017 Project Funds	Total FY2018 Project Funds	Total FY2019 Project Funds	Total FY2020 Project Funds	Total FY2021 Project Funds	Total FY2022 Project Funds
Study						
Preliminary Engineering						
Right-of-Way Acquisition						
Construction		\$ 27,040,000	\$ 31,200,000	\$ 7,760,000		
Capital Asset Acquisitions						
Other						
Total Estimated Cost	\$ -	\$ 27,040,000	\$ 31,200,000	\$ 7,760,000	\$ -	\$ -

Please Note: If additional years are needed, please submit a separate form with additional columns

TABLE B-3 MONTHLY/QUARTERLY PROJECT CASH FLOW FOR NVTA FUNDS ONLY

Month	FY2017 Monthly Cash Flow	FY2018 Quarterly Cash Flow	FY2019 Quarterly Cash Flow	FY2020 Quarterly Cash Flow	FY2021 Quarterly Cash Flow	FY2022 Quarterly Cash Flow
July						
August						
September		\$10,400,000	\$ 6,240,000	\$ 7,760,000		
October						
November						
December		\$4,160,000	\$4,160,000			
January						
February						
March		\$6,240,000	\$ 10,400,000			
April						
May						
June		\$6,240,000	\$ 10,400,000			
Total per Fiscal Year	\$ -	\$ 27,040,000	\$ 31,200,000	\$ 7,760,000	\$ -	\$ -

Please Note: If additional years are needed, please submit a separate form with additional columns

The Total Amounts in Table B-2 and Table B-3 must agree to the total NVTA Funds listed in Table B-1

The total of each Fiscal Year must match in Table B-2 and Table B-3

This attachment is certified and made an official attachment to the Standard Project Agreement document by the parties of this agreement.

Recipient Entity Northern Virginia Transportation Authority

Northern Virginia Transportation Authority

Signature Mark B. Jinks, City Manager
NVTA Executive Director

Signature NVTA Chief Financial Officer

Title 10-26-16

Title

Date

Date

APPROVED AS TO FORM
ASSISTANT CITY ATTORNEY

APPENDIX D-Tax Covenants

TAX COVENANTS (For Bond Funded Projects Only)

The Recipient Entity will not permit more than five percent of the total amount of NVTB Bond Proceeds or the Financed Property to be used directly or indirectly (i) for a Private Business Use or (ii) to make or finance loans to Nongovernmental Persons. Any transaction that is generally characterized as a loan for federal income tax purposes is a "loan" for purposes of this paragraph. In addition, a loan may arise from the direct lending of NVTB Bond Proceeds or may arise from transactions in which indirect benefits that are the economic equivalent of a loan are conveyed, including any contractual arrangement which in substance transfers tax ownership and/or significant burdens and benefits of ownership.

The Recipient Entity agrees not to requisition or spend NVTB Bond Proceeds for any Project Cost not constituting a Capital Expenditure.

Except as may be described in Appendix B, the Recipient Entity neither has on the date of this Agreement nor expects to have after this date any funds that are restricted, segregated, legally required or otherwise intended to be used, directly or indirectly, for the purposes for which the Recipient Entity is receiving NVTB Bond Proceeds.

The Recipient Entity acknowledges that it may have to provide detailed information about the investment of the amount of any requisition unless (i) payments are remitted directly by NVTB to the contractors/vendors or (ii) the Recipient Entity remits payment to the contractors/vendors within five banking days after the date on which NVTB advances the amount of the requisition. NVTB may request the detailed information in order to compute the rebate liability to the U.S. Treasury on NVTB's bonds or other debt financing pursuant to Section 148 of the Internal Revenue Code of 1986, as amended (the "Code").

"Capital Expenditure" means any cost of a type that is properly chargeable to capital account (or would be so chargeable with (or but for) a proper election or the application of the definition of "placed in service" under Treas. Reg. § 1.150-2(c)) under general federal income tax principles, determined at the time the expenditure is paid.

"Federal Government" means the government of the United States and its agencies or instrumentalities.

"Financed Property" means the property financed by the NVTB Bond Proceeds.

"General Public Use" means use of Financed Property by a Nongovernmental Person as a member of the general public. Use of Financed Property by a Nongovernmental Person in a Trade or Business is treated as General Public Use only if the Financed Property is intended to be available and in fact is reasonably available for use on the same basis by natural persons not

engaged in a Trade or Business. Use under arrangements that convey priority rights or other preferential benefits is not use on the same basis as the general public.

"Governmental Person" means any Person that is a state or local governmental unit within the meaning of Section 141 of the Code (or any instrumentality thereof).

"NVTB Bond Proceeds" means, as used herein, the sale proceeds of any NVTB bonds or other debt instrument and the investment earnings on such proceeds, collectively.

"Nongovernmental Person" mean any Person other than a Governmental Person. For the purposes hereof, the Federal Government is a Nongovernmental Person.

"Person" means any natural person, firm, joint venture, association, partnership, business trust, corporation, limited liability company, corporation or partnership or any other entity (including the Federal Government and a Governmental Person).

"Private Business Use" means a use of the NVTB Bond Proceeds directly or indirectly in a Trade or Business carried on by a Nongovernmental Person other than General Public Use. For all purposes hereof, a Private Business Use of any Financed Property is treated as a Private Business Use of NVTB Bond Proceeds. Both actual and beneficial use by a Nongovernmental Person may be treated as Private Business Use under Section 141 of the Code. In most cases, however, Private Business Use results from a Nongovernmental Person having special legal entitlements to use the Financed Property under an arrangement with the Recipient Entity. Examples of the types of special legal entitlements resulting in Private Business Use of Proceeds include (i) ownership for federal tax purposes of Financed Property by a Nongovernmental Person and (ii) actual or beneficial use of Financed Property by a Nongovernmental Person pursuant to a lease, a Service Contract, an incentive payment contract or certain other arrangements such as a take-or-pay or other output-type contract. Private Business Use of the Financed Property may also be established on the basis of a special economic benefit to one or more Nongovernmental Persons even if such Nongovernmental Persons do not have a special legal entitlement to the use of the Financed Property. Any arrangement that is properly characterized as a lease for federal income tax purposes is treated as a lease for purposes of the Private Business Use analysis. An arrangement that is referred to as a management or Service Contract may nevertheless be treated as a lease, and in determining whether a management or service contract is properly characterized as a lease, it is necessary to consider all of the facts and circumstances, including (i) the degree of control over the property that is exercised by a Nongovernmental Person, and (ii) whether a Nongovernmental Person bears risk of loss of the Financed Property. Private Business Use of Financed Property that is not available for General Public Use may also be established on the basis of a special economic benefit to one or more Nongovernmental Persons even if such Nongovernmental Persons do not have a special legal entitlement to the use of the Financed Property. In determining whether special economic benefit gives rise to Private Business Use, it is necessary to consider all of the facts and circumstances, including one or more of the following factors: (i) whether the Financed Property is functionally related or physically proximate to property used in the Trade or Business of a Nongovernmental Person, (ii) whether only a small number of Nongovernmental Persons receive the economic benefit, and

(iii) whether the cost of the Financed Property is treated as depreciable by the Nongovernmental Person.

"Service Contract" means a contract under which a Nongovernmental Person will provide services involving all, a portion or any function of any Financed Property. For example, a Service Contract includes a contract for the provision of management services for all or any portion of Financed Property. Contracts for services that are solely incidental to the primary governmental function or functions of Financed Property (for example, contracts for janitorial, office equipment repair, billing, or similar services) are not included in this definition. Additional contracts not included in this definition are (i) a contract to provide for services by a Nongovernmental Person in compliance with Revenue Procedure 97-13, 1997-1 C.B. 632, as modified by Revenue Procedure 2001-39, I.R.B. 2001-28, (ii) a contract to provide for services by a Nongovernmental Person if the only compensation is the reimbursement of the Nongovernmental Person for actual and direct expenses paid by the Nongovernmental Person to unrelated parties and (iii) a contract to provide for the operations by a Nongovernmental Person of a facility or system of facilities that consists predominately of public utility property (within the meaning of Section 168(i)(10) of the Code), if the only compensation is the reimbursement of actual and direct expenses of the Nongovernmental Person and reasonable administrative overhead expenses of the Nongovernmental Person.

"Trade or Business" has the meaning set forth in Section 141(b)(6)(B) of the Code, and includes, with respect to any Nongovernmental Person other than a natural person, any activity carried on by such Nongovernmental Person. "Trade or Business" for a natural person means any activity carried on by such natural person that constitutes a "trade or business" within the meaning of Section 162 of the Code.

RECIPIENT ENTITY

By: 


Name:

Mark B. Jinks, City Manager

Title:

Date:

10-26-16

APPROVED AS TO FORM

ASSISTANT CITY ATTORNEY

Appendix E -Authorization of designee(s)

Attach this page to the recipient governing body's authorization for their respective designee(s) to execute the Standard Project Agreement and Tax Covenant (if applicable) on their behalf(s) as evinced by entity's clerk's minutes.

Submission of the original signed or certified copy of the governing body's authorization is required



City of Alexandria, Virginia



CERTIFICATION

I, Gloria Sitton, CMC, Deputy City Clerk and Clerk of Council, do hereby certify that the attached is a true copy of meeting minutes from September 29, 2015 legislative meeting which was adopted by the Alexandria City Council.

Dated this 18th day of November, 2016.

A handwritten signature in blue ink, reading "Gloria Sitton", is written over a horizontal line.

Gloria Sitton, CMC Deputy City Clerk
City of Alexandria, Virginia

City of Alexandria
City Council Legislative Meeting Minutes
Tuesday, September 29, 2015
6:00 P.M.
Council Chambers

Present: Mayor William D. Euille, Vice Mayor Allison Silberberg and Members of Council John Taylor Chapman, Timothy B. Lovain, Redella S. Pepper and Justin M. Wilson.

Absent: Councilman Paul C. Smedberg.

Also Present: Mr. Jinks, City Manager; Mr. Banks, City Attorney; Ms. Triggs, Deputy City Manager; Ms. Collins, Deputy City Manager; Police Captain Wemple; Mr. MacRae, Assistant City Attorney; Ms. Anderson, Assistant City Attorney; Mr. Browand, Deputy Director, Recreation, Parks and Cultural Activities; Ms. Ruggiero, Recreation, Parks and Cultural Activities; Mr. Lambert, Director, Transportation and Environmental Services; Ms. Sanders, Acting Deputy Director, Transportation and Environmental Services; Ms. Farmer, Transportation and Environmental Services; Mr. Bernstein, Acting Director, Office of Project Implementation; Mr. Kacamburas, Department of Project Implementation; Police Chief Cook; Ms. Garvey, Director, Community and Human Services; Ms. Chis, Community and Human Services; Mr. Fifer, Director, Office of Communications; Mr. Chozik, Information Technology; Mr. Caton, Legislative Director; Ms. Bryan, IT; and Mr. Lloyd.

Recorded by: Jacqueline M. Henderson, City Clerk and Clerk of Council

1. Calling the Roll.

Mayor Euille called the meeting to order and the City Clerk called the roll. All members of City Council were present, with the exception of Councilman Smedberg, who was absent.

2. Closed Meeting.

6:00 P.M. to 7:00 P.M. - Consideration of Convening a Closed Meeting for Consultation with Legal Counsel for Legal Advice Regarding the Investment of Public Funds Where Bargaining is Involved, and for Consultation with Legal Counsel on Specific Legal Issues.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council convened in closed executive session to consult with staff and legal counsel regarding threatened or pending litigation and to consult with legal counsel regarding specific legal matters, specifically the resolution of pending litigation involving a City employee pursuant to Section 2.2-3711(a)(7) of the *Code of the Virginia*. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council reconvened in open session at 7:00 p.m. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously by roll-call vote, City Council adopted the resolution previously circulated to City Council certifying that Council discussed only those matters previously noticed and permitted by Section 2.2-3711(a)(6) of the *Code of Virginia*. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2687

WHEREAS, the Alexandria City Council has this 29th day of September 2015, recessed into executive session pursuant to a motion made and adopted in accordance with the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the city council that such executive session was conducted in accordance with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the city council does hereby certify that, to the best of each member's knowledge, only public business matters that were identified in the motion by which the executive session was convened, and that are lawfully exempted by the Freedom of Information Act from the Act's open meeting requirements, were heard, discussed or considered by council during the executive session.

* * * * *

Mayor Euille noted that Councilman Smedberg was originally going to be at the meeting but had an emergency with his job that required him to be out of town.

* * * * *

3. Moment of Silence and Pledge of Allegiance.

City Council observed a moment of silence and recited the Pledge of Allegiance.

4. Reading and Acting Upon the Minutes of the Following Meetings of City Council:

The Regular Meeting Minutes of September 8, 2015; and
The Public Hearing Meeting Minutes of September 12, 2015.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council approved the regular meeting minutes of September 8, 2015 and the public hearing meeting minutes of September 12, 2015. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

ORAL REPORTS FROM CITY COUNCIL ON BOARDS, COMMISSIONS AND COMMITTEES

*** Report on Council of Governments (COG) (Mayor Euille)**

Mayor Euille noted that he doesn't have a report on COG, but he does on the Virginia Municipal League, which will have its annual conference on October 4-6 in Richmond, and he said he has served this past year as President of the VML. He said the conference will be presented by the Governor and other elected officials.

*** Report on the Quality of Life Committee (Mayor Euille and Councilman Wilson)**

Mayor Euille said he and Councilman Wilson serve on the Quality of Life Committee.

At the request of Mayor Euille, Police Chief Cook highlighted the crime report from the summer months, noting that overall crime is down and is below the previous year.

Mayor Euille noted that last week he was invited to a meeting at the White House to meet with Senior Policy Staff and mayors from around the country, and the one resonating theme from all the mayors was the increase of the availability of handguns and the increase in homicides.

Chief Cook responded to questions of City Council.

Councilman Wilson noted other items of interest from the Quality of Life Committee: it traditionally reports on the crime stats, but they want to look at pedestrian safety and some of the statistics on accidents and traffic infractions and to make sure they watch that data to see what areas of the City they need interdepartmental collaboration. Councilman Wilson spoke of the utility pole signs which continue to litter the community and will talk about a variety of ways to fight those. Councilman Wilson said he is interested in coming back in the Fall, outside of the budget process, to have a larger conversation on how crime occurs and looking at different ways in the department to refocus efforts and change the way they are doing things. He said it is important for Council to have a larger strategic conversation about some of the trade-offs that are involved.

*** Report on City Schools Subcommittee (Mayor Euille and Councilman Wilson)**

Councilman Wilson reported that the City Schools Subcommittee met on Monday. He said they had a successful start of school. He said they are continuing to work to bring closure to the fund balance policy that has been talking about for a while and will have a recommendation from the joint staffs two months from now and will then bring it to the bodies. He said they had a good conversation about shared services, and the areas they decided to focus on are IT, transportation fleet services, and the City's current Call Click Connect system to bring the Schools into that. He said they had follow-up on preschool and early childhood and will continue to organize the structure of how they build a systems approach in that area. He said they spoke of after-school and are looking at creating a group that will see that effort forward.

Mayor Euille noted that it was shared that there were 99 school major projects that

needed to be completed in the summer months in order for the schools to be open on time in September, and the facilities department was able to complete 85-90 percent of the work orders. He said they also had a conversation that some of it will be part of the legislative package, and the legislative subcommittee has its first meeting tomorrow evening. It is a national issue on how it finds way to fund and expand the pre-K opportunities. He said he would be asking staff to continue to have good dialogue and to propose a comprehensive plan to end the pre-K waiting list in Alexandria.

*** Report on the Potomac Yard Metrorail Implementation Group (Mayor Euille and Councilman Wilson)**

This will be discussed with docket item #13.

*** Report on COG Chesapeake Bay and Water Quality Committee (Councilmember Lovain)**

Councilmember Lovain said he is a member of the COG Chesapeake Bay and Water Quality Committee, and he said the Committee got a tour of the Alex Renew facility that is under construction, and it was fascinating. The entrance to the administration building will be an interactive learning center and will include a 7,000 gallon fish tank with native fish. The new playing field will be dedicated soon and is over the nutrient management facility, which is four enormous tanks to help with surge capability, and a lot of innovative techniques with green roof and solar panels, and it is a very interesting facility.

*** Report on Transportation Planning Board (Councilmember Lovain)**

Councilmember Lovain said the TPB's main task is approval of the constrained long-range plan, and this year the projects being added are interesting. They have a BRT project that's been added on Route 1 south of the City, from the Huntington Metro to Woodbridge. The express toll lanes and bus service on I-66 inside and outside the beltway is another project, and in D.C., 10 new bicycle lane projects have been added. The TPB does a performance analysis with the help of a lot of interesting tools and came up with key findings for the future. By 2040, the region will be home to 1.3 million more people and 1.1 million more jobs, and most of those new people and jobs are forecasted to be located in the regional activity centers around the metro stations. Single driver trips will continue to be the predominant mode of travel, but the average amount of driving per person will be less in 2040 than it is today. Councilmember Lovain said emissions of all criteria pollutants are expected to drop steadily between now and 2040. He said the TPB hands out money to local jurisdictions under the transportation land use connections program, and one of the grants was given to Arlington County for a low-stress bicycle network map, which is meant to address people who are interested in bicycling but are intimidated by the intense interaction with cars along the bike lanes and streets. He said he has spoken to the director of Transportation and Environmental Services to see if it is something that is a good idea for the City.

*** Report on Alexandria Transportation Commission (Councilmember Lovain)**

Councilmember Lovain said the Alexandria Transportation Commission reviewed and recommended approval of the projects that will be examined tonight – the 70 percent NVTAF funds and the HB2 funds.

*** Report on the Northern Virginia Regional Commission (Councilwoman Pepper)**

Councilwoman Pepper said the NVRC met September 24 and among the items was a consent item that was moving forward of the concept of the Potomac River Ferry service, which is a fast ferry. Because of the spots where it might be landing, two of those that are being considered, perhaps the most commercially viable, could operate without public subsidy, happen to be Alexandria, and they have had concerns because of the lack of parking for cars that might come to take the ferry into D.C. and other places. Councilwoman Pepper said the NVRC has done a good number of feasibility studies as well as market analysis, so now they want to move forward to the next step, which would be an environmental evaluation. Part of the docket was the letter that the Mayor had sent indicating that they had very serious concerns about the arrangement because of parking issues and congestion in that area around King Street. She said the City Manager had shared the concerns with the executive director Mark Gibbs. Councilwoman Pepper said that even though the letter from the Mayor was there, a resolution was passed that the Northern Virginia Regional Commission agrees to sponsor and authorizes the executive director to submit a \$359,000 proposal to the District Department of Transportation and VDOT to conduct an evaluation, so that is moving forward. She said she is the only person who voted against it.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER

CONSENT CALENDAR (5-9)

(Reports and Recommendations of the City Manager)

5. Consideration of Approval of the City of Alexandria's Proposed FY 2017 Transportation Project List Request for Northern Virginia Transportation Authority (NVTA) 70 Percent Funds.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 9/29/15, and is incorporated as part of this record by reference.)

6. Consideration of a Request to Accept a Memorial Gift from the Founders Park Community Association for Placement in Founders Park in Honor of Chuck Hamel.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 9/29/15, and is incorporated as part of this record by reference.)

7. Consideration of Grant Application for FY 2016 Virginia Fire Incident Reporting System (VFIRS) Hardware Grant.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 7; 9/29/15, and is incorporated as part of this record by reference.)

8. Consideration of the Alexandria Community Services Board FY 2016 Performance Contract with the State.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the

Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 8; 9/29/15, and is incorporated as part of this record by reference.)

9. Consideration of a Renewal Grant to the Virginia Department of Motor Vehicles for an Aggressive Driving/DUI Interdiction Program in FY 2016.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 9; 9/29/15, and is incorporated as part of this record by reference.)

END OF CONSENT CALENDAR

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilmember Lovain and carried unanimously, City Council adopted the consent calendar, with the removal of items 5 and 6, which were considered under separate motions, as follows:

7. City Council: 1. authorized the submission of a grant application to the Virginia Department of Fire Programs; and 2. authorized the City Manager to execute all necessary documents that may be required.

8. City Council approved the Board's performance contract with the State.

9. City Council: 1. accepted the grant from the Virginia DMV in the amount of \$30,375 which will provide funds to the Police Department to operate a DUI/aggressive driving interdiction program in the City; and 2. authorized the City Manager to execute all necessary documents that may be required.

The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

5. Consideration of Approval of the City of Alexandria's Proposed FY 2017 Transportation Project List Request for Northern Virginia Transportation Authority (NVTA) 70 Percent Funds.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 5; 9/29/15, and is incorporated as part of this record by reference.)

Mr. Lambert, Director, Transportation and Environmental Services, responded to questions of City Council about the out year dollars and money for street car conversion and other projects.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, City Council: 1. authorized application to the Northern Virginia Transportation Authority for 70 percent NVTA funding of \$66.0 million for the proposed Potomac Yard Metrorail Station and \$7.0 million for Transit Corridor "C" Beauregard/West End Transitway; and 2. authorized the City Manager to submit the above two projects to the NVTA and execute all necessary documents that may be required. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

6. Consideration of a Request to Accept a Memorial Gift from the Founders Park Community Association for Placement in Founders Park in Honor of Chuck Hamel.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 6; 9/29/15, and is incorporated as part of this record by reference.)

There was discussion among City Council about deferring the item so the Founders Park group could discuss further who was involved in the memorial. Ms. Ruggiero, Deputy Director, Recreation, Parks and Cultural Activities, responded to questions of City Council.

WHEREUPON, upon motion by Councilman Chapman, seconded by Vice Mayor Silberberg and carried unanimously, City Council: 1. accepted the proposed gift from the Founders Park Community Association; and 2. requested that the Department of Recreation, Parks and Cultural Activities staff to develop a park memorial policy to better identify opportunities for residents to memorialize friends and loved ones, and ask staff to meet with the Founders Park Community Association to ask that they consider additional names with the plaque. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION

10. Consideration of Competitive Grant Applications to the Virginia Department of Transportation and Department of Rail and Public Transit for Transportation Projects Eligible Under House Bill Two.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 10; 9/29/15, and is incorporated as part of this record by reference.)

Mr. Lambert, Director, Transportation and Environmental Services, and Ms. Sanders, Acting Deputy Director, Transportation and Environmental Services, made a presentation of the staff report.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Vice Mayor Silberberg and carried unanimously, City Council: 1. authorized submission of \$16.3 million in HB2 transportation grant applications to VDOT and DPRT for the following projects (projects would be submitted individually and prioritized in the following order): (1) \$1.8 million for DASH technology, (2) \$1.0 million for traffic signal communications infrastructure for Eisenhower Avenue, (3) \$7.0 million for adaptive traffic signal controls, (4) \$6.0 million for Old Cameron Run Trail and (5) \$500,000 for the Farrington Connector feasibility Study; and 2. authorized the City Manager to execute all necessary documents that may be required. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

11. Update on City Website Improvement Project.

(A copy of the powerpoint presentation is on file in the Office of the City Clerk and Clerk

of Council, marked Exhibit No. 1 of Item No. 11; 9/29/15, and is incorporated as part of this record by reference.)

Mr. Fifer, Director, Communications and Public Information, and Mr. Chozick, Information Technology, made a presentation of the City's website improvement project and responded to questions of City Council.

* * * * *

Due to technical difficulties with the sound system, City Council took a three minute break.

* * * * *

12. City of Alexandria Workforce Development Center Update.

(A copy of the powerpoint presentation is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 12; 9/29/15, and is incorporated as part of this record by reference.)

Ms. Garvey, Director, Office of Community and Human Services, along with Mr. Remick, executive director, Alexandria Arlington Regional Workforce Development Council, Ms. Jones, Director, Workforce Development Center, and Mr. Leonberger, Analyst, made a presentation of the staff report and responded to questions of City Council.

ORAL PRESENTATIONS AND REPORTS BY MEMBERS OF CITY COUNCIL

1. Mayor Euille extended congratulations to Port City Brewing Company on Wheeler Avenue who was the recipient of three awards in the 2015 Great American Beer Festival held in Denver, Colorado. There were 750 breweries, 3800 beers served and 60,000 attendees at the festival, and Port City Brewery won three medals and additionally was named small brewing company brewer of the year as well.

2. Mayor Euille said they will work with T.C. Williams High School to see what additional services the City can provide to help celebrate the 50th anniversary of T.C. Williams High School, from 1965 to 2015. They launch Friday, October 23 with the bonfire and alumni get-together, and on Saturday, October 24 is the annual homecoming game with pre-game tailgating at 10:30 a.m. and the game at 2:00 p.m. It will continue with events in January for the hall of fame recognition basketball game, commencing with the scholarship gala on Saturday, April 23.

3. Councilmember Lovain said he dropped by this morning at a meeting with the Partnership for a Healthy Alexandria on the implementation of Alexandria's community health improvement plan. He said there were City employees, citizens, and groups at the meeting, and all are working on implementation of the plan and it was very impressive.

4. Councilwoman Pepper said that last Saturday was an annual event where folks can take their old and expired medicines to three different locations in the City. The locations were the Police Headquarters, Del Ray Pharmacy and the First Baptist Church on King Street. She said so many people leave prescription drugs around and they don't realize that children might find them. Councilwoman Pepper said it is a wonderful service that is offered.

5. Vice Mayor Silberberg spoke of the loss of Dick Moose who passed away this past week and said his loss was felt by many citizens. She said Mr. Moose touched many lives not only in the business world but also in the community as a founder of At Home Alexandria.

6. Vice Mayor Silberberg said a special thanks to Mr. Jinks, City Manager and staff for their fast help with regard to things in the building she noticed as she is convalescing from her sports injury and surgery, as she noticed that the bathroom behind the Council Chambers had no grab bars, and that was fixed very quickly. She noted that on Cameron Street there is no button to push as one comes in the building, and it is hard to come in if one is on crutches. She said that it has been eye-opening to literally walk in someone else's shoes for a month or two and see how difficult it is.

7. Vice Mayor Silberberg said that at her request, Mr. Jinks provided a memo to Council regarding the 10 percent rule, which she was unaware of until the last few months, which means that elected officials must disclose if they have up to 10 percent or less part ownership in a land use application. She said it dates back to 1992 and was updated in 2009. Vice Mayor Silberberg asked for it to be opened up for discussion to discuss the possibility of not leaving it at 10 percent and noted that it also applies to the Planning Commission, Board of Zoning Appeals and Board of Architectural Reviews, and that it should be fully transparent, fully disclosed at any percentage of ownership, so it should be 100 percent disclosure, and if there is, that would lead to recusal.

After discussion on the request, Council asked Vice Mayor Silberberg to put her proposal in writing for what she was after.

ORAL REPORT FROM THE CITY MANAGER

Mr. Banks, City Attorney, updated Council on the ruling from the State Corporation Commission (SCC). The Virginia American Water Company and other water and wastewater utilities applied to the SCC for a petition for rule making, where the utilities were looking for permission from the SCC to impose a water and wastewater infrastructure charge to their customer base, and the charge would then be used to fund infrastructure improvements. The City and others opposed that, and the SCC agreed with the City's position and ruled that the position of Virginia American Water was not upheld by the evidence presented and that it would be a better process to rely on the normal SCC process whereby when the water utility wanted to make infrastructure improvements they would make that application to the SCC, and the City would then be able to have input into that process and it would be approved on a case-by-case basis and the cost would be part of that approval process.

Mr. Jinks, City Manager, reported on the following:

1. On sequestration, they will find out what the Senate and House do tomorrow, and the good news is that there has been no diminishing hotel room bookings or conferences in Alexandria, so there has been no discernible impact.

2. The City's incinerator stack on S. Fayette Street, which was 16 stories tall, has been removed brick by brick.

3. Three of the Department of Transportation and Environmental Services Resource

Recovery crew - Jamie Yates, George Gray and Daryl Price - were on their route and were flagged down by a citizen who was helping someone who had collapsed on the sidewalk. The three crew members helped the individual, called 911 and stayed until the EMS unit showed up.

4. The Workforce Development Center's VIEW Program, known as Welfare to Work, which is a Federally mandated program, has three times this year had the number one VIEW program in Virginia above 119 other localities, and during 2015 has been in the top five percent of the programs statewide and are number three in job retention. He thanked DCHS and the VIEW program staff for their great work.

ORDINANCES AND RESOLUTIONS

13. Consideration of a Resolution for Modifications to the Potomac Yard Metrorail Implementation Work Group Membership and Responsibilities. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 13; 9/29/15, and is incorporated as part of this record by reference.)

Mr. Lambert, Director, Transportation and Environmental Services, along with Ms. Farmer, Transportation and Environmental Services, made a presentation of the staff report and responded to questions of City Council. Mr. Lambert introduced Mr. Kacamburas, with the Department of Project Implementation, and Mr. Bernstein, Acting Director, Department of Project Implementation.

WHEREUPON, upon motion by Councilman Wilson, seconded by Councilmember Lovain and carried unanimously by roll-call vote, City Council adopted the resolution which revised the Potomac Yard Metrorail Implementation Work Group membership and responsibilities. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2688

WHEREAS, the implementation of a potential new Metrorail station in Potomac Yard is important to the economic and social health of Alexandria as a whole and to the immediately surrounding area in particular, and

WHEREAS, City Council wishes to ensure a continued forum for community input as the new Metrorail station advances through design and construction, with full coordination with other City efforts,

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF
ALEXANDRIA, VIRGINIA THAT:**

1. There is hereby established modifications to the Potomac Yard Metrorail Station Implementation Work Group.

2. The Metrorail Station Implementation Work Group will include the following representatives:
 - a. Two members of City Council;
 - b. One representative from the Planning Commission;
 - c. One representative from the Transportation Commission;
 - d. One representative from the Environmental Policy Commission;
 - e. One representative from the Park and Recreation Commission;
 - f. One community representative from the neighborhoods east of the CSX tracks within the Potomac Yard Small Area Plan area;
 - g. One community representative from west of the CSX tracks within the Potomac Yard Small Area Plan area;
 - h. One at-large business representative with an interest in the project; and
 - i. Two at-large community members with an interest in the project.
3. The functions of the Metrorail Station Implementation Work Group shall be to:
 - a. Review and provide input on Environmental Impact Statement documents;
 - b. Provide input on project design;
 - c. Receive updates on funding issues related to the new Metrorail station; and
 - d. Facilitate discussion of construction mitigation for community impacts during construction.
4. Staff technical support will be provided by the Department of Transportation and Environmental Services and the Department of Project Implementation, as well as additional staff from other departments.
5. The Council representatives and community members of the Metrorail Station Work Group shall be appointed by the Mayor based on a call for nominations publicized through the City's eNews service, notices to Civic, community and business associations and the City website, and the other Work Group representatives shall be appointed by the chairs of those bodies to be represented.

14. Consideration of a Resolution Establishing an Ad Hoc Advisory Group on Confederate Memorials and Street Names. [ROLL-CALL VOTE]

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 14; 9/29/15, and is incorporated as part of this record by reference.)

Mr. Caton, Legislative Director, made a presentation of the staff report and responded to questions of City Council.

WHEREUPON, upon motion by Councilman Chapman, seconded by Councilwoman Pepper and carried unanimously by roll-call vote, City Council adopted the resolution establishing the Ad Hoc Advisory Group on Confederate Memorials and Street Names. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

The resolution reads as follows:

RESOLUTION NO. 2689

WHEREAS, the Alexandria City Council has received a report on City symbols, signs, and memorials relating to the Confederacy; and

WHEREAS, Alexandria City Council has decreed that Confederate flags will no longer be flown by the City in City rights-of-way; and

WHEREAS, Alexandria City Council wishes to establish an Ad Hoc Advisory Group on Confederate Memorials and Street Names to review and recommend any actions that should be taken with respect to these street names and memorials; and

WHEREAS, the Ad Hoc Advisory Group on Confederate Memorials and Street Names shall advise City Council on any actions it may wish to take with respect to (1) the status of the *Appomattox* statue on South Washington Street; (2) the name of Jefferson Davis Highway in the City of Alexandria; (3) the names of the many streets named after Confederate generals and military leaders; (4) a specific policy with respect to the flying of any flags on property owned or under the control of the City; and

WHEREAS, a diverse and knowledgeable group of City residents can assist in making recommendations with respect to these memorials;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALEXANDRIA, VIRGINIA:

1. That there is hereby established the Ad Hoc Advisory Group on Confederate Memorials and Street Names (the "Advisory Group"),

2. That the Advisory Group shall consist of 7 members, and these members (one each) shall come from the following entities:

- Alexandria Human Rights Commission
- Historic Alexandria Resources Commission
- Alexandria Society for the Preservation of Black Heritage
- Planning Commission
- Transportation Commission

In addition, the City Manager shall appoint two citizen members at large.

3. That the City Manager, after seeking recommendations from these commissions and associations, as well as self-nominations by Alexandria residents who wish to serve as members at large, shall appoint the seven members for the Advisory Group;

4. That, in making its appointments, the City Manager shall endeavor to ensure that in aggregate, the Advisory Group membership is representative of the diversity of interests in the issues before it;

5. That the City Manager shall appoint a chair for the Advisory Group;

6. That the City Manager shall confirm all Advisory Group members through an appointment letter;
7. That the City Manager shall provide staff support to the Advisory Group;
8. That the functions of the Advisory Group shall be to:
 - a. Attend scheduled Advisory Group meetings, which shall be open to the public;
 - b. Bring community values, knowledge, and ideas into its discussions and considerations;
 - c. Develop recommendations on actions, if any, that it believes City Council should consider with respect to (1) the status of the *Appomattox* statue on South Washington Street; (2) the name of Jefferson Davis Highway in the City of Alexandria; (3) the names of the many streets within the City that are named after Confederate generals and military leaders; (4) a specific policy on flying of any flags on property owned or under the control of the City;
 - d. Hold one or more public hearings to solicit comments from the public on the issues relating to Confederate memorials; and
9. That the Advisory Group shall meet on an ad hoc basis, complete its work and forward its recommendations to City Council no later than March 15, 2016.

OTHER

15. Consideration of City Council Schedule.

(A copy of the City Manager's memorandum dated September 23, 2015, is on file in the Office of the City Clerk and Clerk of Council, marked Exhibit No. 1 of Item No. 15; 9/29/15, and is incorporated as part of this record by reference.)

Mayor Euille asked that staff include the 50th anniversary of T.C. Williams High School on October 23 and 24 to the calendar.

WHEREUPON, upon motion by Councilwoman Pepper, seconded by Councilman Chapman and carried unanimously, City Council: 1. received the updated Council schedule which includes the legislative package discussion, which is tentatively scheduled with the City's elected Legislative Delegation for Tuesday, November 10, 2015, from 5:30 p.m. to 7:00 p.m., in the Council Workroom; and 2. approved the City Council calendar. Staff was asked to add the 50th anniversary of T.C. Williams High School on October 23 and 24 to the calendar. The voting was as follows: In favor, Mayor Euille, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

Closed Meeting Continued (if needed)

16. Consideration of Convening a Closed Meeting for Consultation with Legal Counsel for Legal Advice Regarding the Investment of Public Funds Where Bargaining is Involved, and for Consultation with Legal Counsel on Specific Legal Issues.

The continuation of the closed executive session was not needed.

THERE BEING NO FURTHER BUSINESS TO BE CONSIDERED, upon motion by Councilman Wilson, seconded by Councilwoman Pepper and carried unanimously, the legislative meeting of September 29, 2015, was adjourned at 10:25 p.m. The voting was as follows: In favor, Vice Mayor Silberberg, Councilman Chapman, Councilmember Lovain, Councilwoman Pepper and Councilman Wilson; Opposed, none.

APPROVED BY:

WILLIAM D. EUILLE MAYOR

ATTEST:

Jacqueline M. Henderson
City Clerk and Clerk of Council

RESOLUTION NO. 2644

AUTHORIZE THE DESIGNATION OF THE CITY MANAGER TO EXECUTE THE AGREEMENTS BETWEEN THE CITY OF ALEXANDRIA AND THE NORTHERN VIRGINIA TRANSPORTATION AUTHORITY

WHEREAS, in April, 2013 the General Assembly and Governor approved a new transportation funding bill (HB2313) with all taxes and fees imposed by the General Assembly; and

WHEREAS, 70% of HB2313 revenues will be provided in the Northern Virginia Transportation Authority (NVTA) for mass transit capital projects that increase capacity, and for regional highway projects included in TransAction 2040 that have been evaluated by the Virginia Department of Transportation (VDOT) for congestion relief, and

WHEREAS, the NVTA will continually approve a list of projects to be funded with HB2313 funds; and

WHEREAS, the NVTA approved a standard project agreement for the local administration of a project and for implementing jurisdictions and agencies to enter into a formal agreement with the Authority to receive the HB2313 70% funds on a reimbursement basis; and

WHEREAS, the City will need to budget and appropriate funds for these projects to do environmental work, design, construction, and acquire equipment; and

WHEREAS, the City will be reimbursed for these costs through the provisions outlined in the NVTA standard funding agreement;

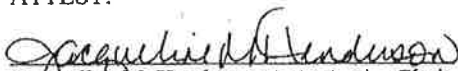
NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Alexandria does hereby authorize the execution of Standard Project Agreements between the City of Alexandria and the Northern Virginia Transportation Authority for local administration of grants for future NVTA projects to be reimbursed with 70% HB2313 revenues; and

FURTHER BE IT RESOLVED that the City Manager be designated to execute these agreements contingent upon the projects and project amounts having been previously authorized by City Council through the annual City budget and Capital Improvement Program approval process.

Adopted: October 14, 2014


WILLIAM D. EUILLE MAYOR

ATTEST:


Jacqueline M. Henderson, MMC City Clerk

Potomac Yard Metrorail Station

Document Subsection: Public Transit

Project Location: North of Potomac Greens (exact location TBD)

Managing Department: Transportation & Environmental Services

Reporting Area: Potomac Yard/Potomac Greens/North Potomac Yard

Supporting Department(s): Planning & Zoning, Dept. of Project Implementation

Project Category: 3 – New Facilities

ORG: 50411784, 58412470

Estimated Useful Life: 40 years

Potomac Yard Metrorail Station													
	A (B+M)	B	C	D	E	F	G	H	I	J	K	L	M (C:L)
	Total Budget & Financing	Through FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	FY 2026	Total FY 2017-2026
Expenditure Budget	285,864,325	15,864,325	270,000,000	0	0	0	0	0	0	0	0	0	270,000,000
Financing Plan													
PY Special Tax District Rev.	10,225,000	10,225,000	0	0	0	0	0	0	0	0	0	0	0
GO Bonds - Potomac Yard	154,000,000	0	154,000,000	0	0	0	0	0	0	0	0	0	154,000,000
VTIB State Loan	50,000,000	0	50,000,000	0	0	0	0	0	0	0	0	0	50,000,000
NVTA 70%	69,500,000	3,500,000	66,000,000	0	0	0	0	0	0	0	0	0	66,000,000
State Grants	1,000,000	1,000,000	0	0	0	0	0	0	0	0	0	0	0
WMATA Credits	1,139,325	1,139,325	0	0	0	0	0	0	0	0	0	0	0
Total Financing Plan	285,864,325	15,864,325	270,000,000	0	0	0	0	0	0	0	0	0	270,000,000
Additional Operating Impact													
Annual Impact			0	0	0	695,000	1,410,850	1,453,176	1,496,771	1,541,674	1,587,924	1,635,562	9,820,956
Cumulative Impact			0	0	0	695,000	2,105,850	3,559,026	5,055,796	6,597,470	8,185,394	9,820,956	9,820,956

Changes from Prior Year CIP: No changes from prior CIP.

Project Description & Justification

This project provides for studies, planning, and construction of a new Metrorail infill station at Potomac Yard. At this time, the station is in the Environmental Impact Statement (EIS) phase. In December 2010, City Council approved the Tier I Special Services Tax District for Land Bay F, G, and H and the multi-family portion of Land Bay I. A new Metrorail station was included as part of the North Potomac Yard Small Area Plan, approved in June 2010. The Potomac Yard Metrorail Station Concept Development Study was completed in February 2010. In 2011, City Council approved a Tier I tax rate of 20-cents to be levied starting in 2011 and approved a Tier II Tax District (Land Bays I and J) with a 10-cent levy to be initiated in the calendar year after the Metrorail Station opens.

The City of Alexandria is the project sponsor of the Environmental Impact Statement (EIS) managed by WMATA. WMATA's process includes technical and environmental analyses as well as public involvement. Project development is subject to the requirements of the National Environmental Policy Act (NEPA) and Section 4(f) of the Department of Transportation Act. City Council chose Alternative B as the Locally Preferred Alternative on May 20, 2015. The Final EIS is expected to be completed in the third quarter of 2016, followed by the Federal Transit Administration and National Park Service Records of Decision. Alternative B has been estimated to cost \$268.0 million, including the current planning phase, preliminary engineering, and preparation of the design-build bid package.

(Continued on next page)

City's Strategic Plan & Budget Guidance

Primary Strategic Plan Goal: Goal 1 – Economic Development

Focus Area: Livable, Green, and Prospering City

- Increase the value of the real estate tax base
- Ensure Alexandria supports, retains, and attracts businesses
- Promote neighborhoods that are amenity-rich
- Increase transportation system mobility, connectivity, and accessibility that supports the City's economy
- Promote an attractive urban environment that reflects our history and provides well-functioning infrastructure
- Improve the City's air quality

Focus Area: Accountable, Effective, & Well-Managed Government

- Ensure the government is accountable to the community
- Ensure the fiscal strength of the government

External or Internal Adopted Plan or Recommendation

- Potomac Yard Coordinated Development District (CDD) approved by City Council, October 1999
- Transportation Master Plan approved by City Council, April 2008
- North Potomac Yard Small Area Plan adopted by City Council, May 2010
- City Council Resolution No. 2676, Adoption of Alternative B as the Locally Preferred Alternative for the Potomac Yard Metrorail Station, May 20, 2015

Additional Operating Budget Impact

(See next page)

Potomac Yard Metrorail Station

Document Subsection: Public Transit

Project Location: North of Potomac Greens (exact location TBD)

Managing Department: Transportation & Environmental Services

Reporting Area: S. Potomac Yard, N. Potomac Yard, Potomac Greens

Supporting Department(s): Planning & Zoning, Dept. of Project Implementation

Project Category: 3 – New Facilities

ORG: 50411784, 50412199

Estimated Useful Life: 40 years

Potomac Yard Metrorail Station													
	A (B+M)	B	C	D	E	F	G	H	I	J	K	L	M (C:L)
	Total Budget & Financing	Through FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024	FY 2025	Total FY 2016-2025
Expenditure Budget	285,864,325	11,864,325	4,000,000	270,000,000	0	0	0	0	0	0	0	0	274,000,000
Financing Plan													
PY Special Tax District Rev.	10,225,000	7,225,000	3,000,000	0	0	0	0	0	0	0	0	0	3,000,000
GO Bonds - Potomac Yard	154,000,000	0	0	154,000,000	0	0	0	0	0	0	0	0	154,000,000
VTIB State Loan	50,000,000	0	0	50,000,000	0	0	0	0	0	0	0	0	50,000,000
NVTA 70%	69,500,000	2,500,000	1,000,000	66,000,000	0	0	0	0	0	0	0	0	67,000,000
State Grants	1,000,000	1,000,000	0	0	0	0	0	0	0	0	0	0	0
WMATA Credits	1,139,325	1,139,325	0	0	0	0	0	0	0	0	0	0	0
Total Financing Plan	285,864,325	11,864,325	4,000,000	270,000,000	0	0	0	0	0	0	0	0	274,000,000
Additional Operating Impact													
Annual Impact			0	0	0	695,000	1,431,700	1,474,651	1,518,891	1,564,457	1,611,391	1,659,733	9,955,822
Cumulative Impact			0	0	0	695,000	2,126,700	3,601,351	5,120,242	6,684,699	8,296,090	9,955,822	9,955,822

Changes from Prior Year CIP: The award of the VTIB loan to the City for the Metrorail Station construction reduces the anticipated amount of GO Bonds required from \$204.0 million in last year's CIP to \$154.0 million. There are no changes to total estimated project funding or project timing.

Project Description & Justification

This project provides for studies, planning, and construction of a new Metrorail infill station at Potomac Yard. At this time, the station is in the Environmental Impact Statement (EIS) phase. In December 2010, City Council approved the Tier I Special Services Tax District for Land Bay F, G, and H and the multi-family portion of Land Bay I. A new Metrorail station was included as part of the North Potomac Yard Small Area Plan, approved in June 2010. The Potomac Yard Metrorail Station Concept Development Study was completed in February 2010. In 2011, City Council approved a Tier I tax rate of 20-cents to be levied starting in 2011 and approved a Tier II Tax District (Land Bays I and J) with a 10-cent levy to be initiated in the calendar year after the Metrorail Station opens.

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(Continued on next page)

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Additional Operating Budget Impact

(See next page)

City of Alexandria

*301 King St., Room 2400
Alexandria, VA 22314*



Action Docket - Final

Tuesday, September 29, 2015

6:00 PM

Council Chambers

City Council Legislative Meeting

*** Report on COG Chesapeake Bay and Water Quality Committee
(Councilmember Lovain)**

*** Report on Transportation Planning Board (Councilmember Lovain)**

*** Report on Alexandria Transportation Commission (Councilmember Lovain)**

*** Report on the Northern Virginia Regional Commission (Councilwoman Pepper)**

City Council gave their reports.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER (five min.)

CONSENT CALENDAR (5-9)

(Reports and Recommendations of the City Manager)

- | | | |
|---|----------------|--|
| 5 | <u>14-4307</u> | Consideration of Approval of the City of Alexandria's Proposed FY 2017 Transportation Project List Request for Northern Virginia Transportation Authority (NVTA) 70 Percent Funds. |
| 6 | <u>14-4425</u> | Consideration of a Request to Accept a Memorial Gift from the Founders Park Community Association for Placement in Founders Park in Honor of Chuck Hamel. |
| 7 | <u>14-4443</u> | Consideration of Grant Application for FY 2016 Virginia Fire Incident Reporting System (VFIRS) Hardware Grant. |
| 8 | <u>14-4447</u> | Consideration of the Alexandria Community Services Board FY 2016 Performance Contract with the State. |
| 9 | <u>14-4461</u> | Consideration of a Renewal Grant to the Virginia Department of Motor Vehicles for an Aggressive Driving/DUI Interdiction Program in FY 2016. |

END OF CONSENT CALENDAR

City Council adopted the consent calendar, with the removal of items 5 and 6, which were considered under separate motions, as follows:

5. City Council: 1. authorized application to the Northern Virginia Transportation Authority for 70 percent NVTA funding of \$66.0 million for the proposed Potomac Yard Metrorail Station and \$7.0 million for Transit Corridor "C" Beauregard/West End Transitway; and 2. authorized the City Manager to submit the above two projects to the NVTA and execute all necessary documents that may be required. (separate

motion)

6. City Council: 1. accepted the proposed gift from the Founders Park Community Association; and 2. requested that the Department of Recreation, Parks and Cultural Activities staff to develop a park memorial policy to better identify opportunities for residents to memorialize friends and loved ones, and ask staff to meet with the Founders Park Community Association to ask that they consider additional names with the plaque. (separate motion)

7. City Council: 1. authorized the submission of a grant application to the Virginia Department of Fire Programs; and 2. authorized the City Manager to execute all necessary documents that may be required.

8. City Council approved the Board's performance contract with the State.

9. City Council: 1. accepted the grant from the Virginia DMV in the amount of \$30,375 which will provide funds to the Police Department to operate a DUI/aggressive driving interdiction program in the City; and 2. authorized the City Manager to execute all necessary documents that may be required.

REPORTS AND RECOMMENDATIONS OF THE CITY MANAGER FOR DISCUSSION (60 min.)

- 10 14-4306 Consideration of Competitive Grant Applications to the Virginia Department of Transportation and Department of Rail and Public Transit for Transportation Projects Eligible Under House Bill Two.

City Council: 1. authorized submission of \$16.3 million in HB2 transportation grant applications to VDOT and DPRT for the following projects (projects would be submitted individually and prioritized in the following order): (1) \$1.8 million for DASH technology, (2) \$1.0 million for traffic signal communications infrastructure for Eisenhower Avenue, (3) \$7.0 million for adaptive traffic signal controls, (4) \$6.0 million for Old Cameron Run Trail and (5) \$500,000 for the Farrington Connector feasibility Study; and 2. authorized the City Manager to execute all necessary documents that may be required.

- 12 14-4445 City of Alexandria Workforce Development Center Update.

City Council received the update on the Workforce Development Center.

ORAL PRESENTATIONS AND REPORTS BY MEMBERS OF CITY COUNCIL

1. Mayor Euille extended congratulations to Port City Brewing Company on Wheeler Avenue who were the recipient of three awards in the 2015 Great American Beer Festival held in Denver, Colorado. There were 750 breweries, 3800 beers served and 60,000 attendees at the festival, and Port City Brewery won three medals and additionally was named small brewing company brewer of the year as well.

2. Mayor Euille said they will work with T.C. Williams High School to see what additional services the City can provide to help celebrate the 50th anniversary of T.C. Williams High School, from 1965 to 2015. They launch Friday, October 23 with the bonfire and alumni get-together, and on Saturday, October 24 is the annual homecoming game with pre-game tailgating at 10:30 a.m. and the game at 2:00 p.m. It will continue with events in January for the hall of fame recognition basketball game, commencing with the scholarship gala on Saturday, April 23.