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## CITY COUNCIL

### REVISED AGENDA Tuesday, June 28, 2022

#### *4:00 CITY COUNCIL WORK SESSION*

- I. **CLOSED SESSION:**
- **CONTRACT NEGOTIATION**
  - **APPOINTMENTS**
- II. **AGENDA OVERVIEW** *Dr. Larry H. Filer II, City Manager*
- III. **PARKS & RECREATION MASTER PLAN UPDATE** *Neelay Bhatt, Vice President and Principal, PROS Consulting, Inc.*
- IV. **EVICION MITIGATION UPDATE** *Kimberley Pierce, Acting Director, Neighborhood Services*
- V. **SUMMER MINI-GRANT PROGRAM** *Dr. Larry H. Filer II, City Manager  
Pete Buryk, Chief of Staff*
- VI. **CITY COUNCIL INTERESTS** *Norfolk City Council*

- [Announcement of Meeting](#)
- [Eviction Mitigation Update](#)
- [Parks and Recreation - Norfolk Master Plan](#)
- [Hampton Roads Transit Smart Scale Program Application](#)
- [Minutes from City Council Meeting of June 14](#)
- [Pending Land Use Actions](#)



## NORFOLK, VIRGINIA

### DOCKET FOR THE COUNCIL

TUESDAY, JUNE 28, 2022 – 7:00 P.M.

#### MOMENT OF SILENCE

Followed by the Pledge the Allegiance.

#### APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting.

#### INVITATION FOR BIDS

##### IB-1

**INVITATION TO BID AND NOTICE OF PUBLIC HEARING** for a Long-Term Garage Parking Agreement, with a term of no less than Twenty (20) years and not more than Forty (40) years, for parking for up to 261 residential parkers in the parking garage to be constructed on the southeast corner of that certain parcel of real property located at **698 Saint Paul's Boulevard** in the City of Norfolk, Virginia.

#### PUBLIC HEARINGS

##### PH-1

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to James Scott Services, LLC of That Certain Parcel of Property Located at **1716 O'Keefe Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to James Scott Services, LLC of That Certain Parcel of Property Located at **1716 O'Keefe Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-2](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to R&HH Enterprise, LLC of That Certain Parcel of Property Located at **1518 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to R&HH Enterprise, LLC of That Certain Parcel of Property Located at **1518 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-3](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to Lundy Real Estate LLC of That Certain Parcel of Property Located at **1454 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to Lundy Real Estate LLC of That Certain Parcel of Property Located at **1454 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-4](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to DeLano Antonio Bonner of That Certain Parcel of Property Located at **1438 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to DeLano Antonio Bonner of That Certain Parcel of Property Located at **1438 Proescher Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-5](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to ABJO Investment LLC of That Certain Parcel of Property Located at **945 Gordon Avenue** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to ABJO Investment LLC of That Certain Parcel of Property Located at **945 Gordon Avenue** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-6](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to John Edward White Jr. of That Certain Parcel of Property Located at **748 Fremont Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to John Edward White Jr. of That Certain Parcel of Property Located at **748 Fremont Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-7](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to Castles & Cottages Construction Company LLC of That Certain Parcel of Property Located at **615 W. 26th Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to Castles & Cottages Construction Company LLC of That Certain Parcel of Property Located at **615 W. 26th Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-8](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Authorizing the Sale and Conveyance to Edmunds Partners, Inc. of That Certain Parcel of Property Located at **206 W. 27th Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

An Ordinance Authorizing the Sale and Conveyance to Edmunds Partners, Inc. of That Certain Parcel of Property Located at **206 W. 27th Street** in Accordance with the Terms and Conditions of the City's Online Real Estate Auction and Authorizing the Modification, Revision or Release of Certain Protective and Restrictive Covenants.

[PH-9](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, on the application of the **CITY PLANNING COMMISSION**, for a Text Amendment to the *Norfolk Zoning Ordinance* to update the City's **Short-Term Rental** regulations.

An Ordinance to Amend Sections 4.2.3 and 4.3.3 of the *Norfolk Zoning Ordinance* to update regulations for **Short-Term Rental** uses.

[PH-10](#)

**PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on an Ordinance Approving a **Lease Agreement** Between the Norfolk Redevelopment and Housing Authority, as Lessor, and the City of Norfolk, as Lessee, for the Lease of Property Located at **555 E. Liberty Street** for use as a Senior Center and Authorizing the City Manager to Execute the Lease Agreement on Behalf of the City.

An Ordinance Approving a **Lease Agreement** Between the Norfolk Redevelopment and Housing Authority, as Lessor, and the City of Norfolk, as Lessee, for the Lease of Property Located at **555 E. Liberty Street** for use as a Senior Center and Authorizing the City Manager to Execute the Lease Agreement on Behalf of the City.

[PH-11](#) **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comment on an Ordinance Approving a **First Amendment to Lease Agreement** Between the City of Norfolk, as Landlord, and Maryview Hospitals, LLC, as Successor by Merger with Bon Secours - DePaul Medical Center, Inc., as Tenant, so as to Extend the Term of the Lease for the Premises Located at **7300 Newport Avenue, Suite 300**, in the City of Norfolk, Virginia and Authorizing the City Manager to Execute the First Amendment to Lease Agreement on Behalf of the City of Norfolk.

An Ordinance Approving a **First Amendment to Lease Agreement** Between the City of Norfolk, as Landlord, and Maryview Hospitals, LLC, as Successor by Merger with Bon Secours - DePaul Medical Center, Inc., as Tenant, so as to Extend the Term of the Lease for the Premises Located at **7300 Newport Avenue, Suite 300**, in the City of Norfolk, Virginia and Authorizing the City Manager to Execute the First Amendment to Lease Agreement on Behalf of the City of Norfolk.

### **CONSENT AGENDA**

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. IF DISCUSSION IS DESIRED ON ANY ITEM, IT WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

[C-1](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating after Midnight with Live Entertainment and the Sale of Alcoholic Beverage for Off-Premises Consumption Named “Leone’s” on Properties Located at **449 to 455 Granby Street and 105 to 119 West Charlotte Street**.

[C-2](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating after Midnight with Live Entertainment and the Sale of Alcoholic Beverage for Off-Premises Consumption Named “Byrd and Baldwin Bros. Steakhouse” on Property Located at **116 Brooke Avenue, Unit A**.

[C-3](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating After Midnight with Live Entertainment and the Sale of Alcoholic Beverages for Off-Premises Consumption Named “Big Easy Grill and Oyster Bar” on Property Located at **111 West Tazewell Street, Unit 101 A**.

- [C-4](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating after Midnight with Live Entertainment and the Sale of Alcoholic Beverages for Off-Premises Consumption Named “456 Fish” on Property Located at **456 Granby Street**.
- [C-5](#) An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating after Midnight with Live Entertainment and the Sale of Alcoholic Beverage for Off-Premises Consumption Named “219 Bistro” on Properties Located at **219 Granby Street, Unit 11**.
- [C-6](#) An Ordinance Granting Paint, LLC t/a Starving Artist Cafe Permission to Encroach into the Right-of-Way at **4408 Colley Avenue** for the Purpose of Outdoor Dining and Approving the Terms and Conditions of the Encroachment Agreement.
- [C-7](#) An Ordinance Permitting the Smith Group, LLC to Encroach into the Right-of-Way at **2131 Cromwell Road** with a Portion of the Building on the Property.
- [C-8](#) An Ordinance authorizing **YMCA Family Memberships** sponsored by Tidewater Friends of Foster Care as a special benefit for Norfolk Foster Care Employees.

### **REGULAR AGENDA**

- [R-1](#) A Resolution in Support of the Applications to the Virginia Department of Transportation ("VDOT") for Fiscal Year **2026 Smart Scale Projects** and of the Request for VDOT to Fund the Projects in an Amount up to \$80,000,000.
- [R-2](#) A Resolution in Support of the **Military Circle Tide Extension** Application by Hampton Roads Transit ("HRT") to the Virginia Department of Transportation ("VDOT") for the Fiscal Year 2026 Smart Scale Program.
- [R-3](#) An Ordinance Amending the FY2022 Annual Appropriations Ordinance (No. 48,379) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds in Amounts Up to The Sum of \$201,135.00 From the Planning Council for Norfolk Community Services Board to **Provide Homeless Shelter Services**.

[R-4](#) An Ordinance Authorizing the City Manager to Execute a Nonexclusive Master Lease Agreement with the Southside Network Authority for the Purposes of **Constructing and Maintaining Fiber Optic Network Facilities** in the City's Right-of Way.

[R-5](#) The First Ordinance Amending and Reordaining the **Fiscal Year 2023 Compensation Plan** Ordinance to Revise the Ordinance by Adding a New Section 4.5 Guaranteeing a Living Wage, Its Sheriff's Sworn Pay Plan by Increasing Certain Pay Ranges and Adding New Position Titles with Pay Ranges, Section 11 of its Regulations Regarding Automatic Reclassifications, its Appendix 2 by Adding a New Classification Specification Title to the Fire-Rescue Supplements, its Alphabetical Classification Listing by Modifying Certain Titles and Increasing of Lowering Certain Pay Ranges, and Its Plan 1 by Increasing the Pay Range for Grade 10.

[R-6](#) A Resolution Appointing and Reappointing 3 Members to The **Norfolk Airport Authority** for Certain Terms.

## **ADJOURNMENT**