



CITY COUNCIL

AGENDA

Tuesday, July 23, 2019

3:00 CLOSED SESSION – MAYOR’S 10TH FLOOR CONFERENCE ROOM

- I. • PERSONNEL MATTER

5:00 WORK SESSION - CITY HALL-10TH FLOOR CONFERENCE ROOM

II. **AGENDA OVERVIEW**

Douglas L. Smith, City Manager

III. **THE RAILYARD AT LAMBERTS POINT**

George M. Homewood, Director of Planning

IV. **DRAFT CITY OF NORFOLK PROPERTY MAP**

Catheryn R. Whitesell, Deputy City Manager

DINNER AND CLOSED SESSION

V. **CLOSED SESSION:**

- REAL ESTATE MATTERS
- CONTRACT NEGOTIATIONS

Supporting Documents:

- 7-23-19 Notice of Polling Place Relocation
- 7-23-19 Pending Land Use Actions
- 2019 Norfolk Annual Report - HR Hazard Mitigation Plan
- 7-23-19 Minutes from City Council meeting of July 9
- Announcement of Meeting

Amended

NORFOLK, VIRGINIA

DOCKET FOR THE COUNCIL

TUESDAY, JULY 23, 2019 – 7:00 P.M.

Prayer to be offered by Chaplain Dexter Wilson, Kingdom Harvest Ministries, followed by the Pledge of Allegiance.

INVITATION TO BID

IB-1 **INVITATION TO BID** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk to accept bids for a lease with a term of five (5) years, with the option to extend the term of the lease for up to three (3) additional periods of five (5) years each, for approximately 1,000 usable square feet of the building located at **280 Park Avenue** in the City of Norfolk.

PUBLIC HEARINGS

PH-1 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, to hear comments approving a Lease Agreement with Old Dominion University for the lease of city owned property located at **501 Boush Street**.

PH-2 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Equity Development Corporation**, for an amendment to the Future Land Use Map within the City's General Plan, *Planorfolk2030*, from Institutional to Multifamily Corridor and for a change of zoning from SF-6 (Single Family) to MF-NS (Multi-Family-Neighborhood Scale on property located at **8501, 8511 Chesapeake Boulevard and 8506 Old Ocean View Road**.

PH-3 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Sunset Grill**, for a change of zoning from SF-T (Single Family-Traditional) to Conditional C-N (Neighborhood Commercial) and for a **Conditional Use Permit** to operate a restaurant with extended hours of operation on property located at **4027 Bowdens Ferry Road**.

PH-4 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Jason Edelman**, for a change of zoning from I-L (Industrial-Light) to C-N (Neighborhood-Commercial) and for a **Conditional Use Permit** to operate a Bed and Breakfast on property located at **1231 Boissevain Avenue**.

PH-5 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **Kenneth and Karen Whitley**, for a change of zoning from Conditional MF-NS (Multi-Family – Neighborhood Scale) to SF-6 (Single-Family 6) on property located at **1435, 1439, 1443 Kempsville Road and 5739 and 5749 Cornick Road**.

PH-6 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application of **City Planning Commission**, to modify Appendix C in the Table of Contents within *planNorfolk2030* to adopt by reference ***A Vision for Wards Corner: Urban Development Area Plan*** and to modify several actions in the Land Use and Neighborhood Chapters pertaining to the Wards Corner area.

PH-7 **PUBLIC HEARING** scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application **City Planning Commission**, for a Zoning Text Amendment to Section 3.9.7(J)(a) “General Standards” of the *Norfolk Zoning Ordinance* to clarify flood elevation requirements for equipment and ductwork.

PH-8

PUBLIC HEARING scheduled this day under the State law, public notice having been inserted in the local press by the City Clerk, on the application **City Planning Commission**, for a Zoning Text Amendment to Section 2.4.4 “Conditional Rezoning” of the *Norfolk Zoning Ordinance* to allow proffers for residential rezoning.

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 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a donation in the amount of \$67,500 from the **Elizabeth River Trail Foundation** and appropriating and authorizing the expenditure of \$67,500 from the construction of an ADA-accessible canoe/kayak launch at Plum Point Park.

- C-2 Letter from the City Manager and an Ordinance entitled, An Ordinance permitting **10th Bay Condos, LLC** to encroach into City property at **9503-9511 10th Bay Street**, with a community pier with electrical services.

- C-3 Letter from the City Manager and an Ordinance entitled, An Ordinance permitting **Suzanne Cobb** to encroach into the right-of-way at **1334 Milton Street** with a safety handrail.

- C-4 Letter from the City Manager and an Ordinance entitled, An Ordinance granting **Natalie, L.L.C.** permission to encroach into the right-of-way at **4314 Colley Avenue** approximately 643 square feet for the purpose of outdoor dining and approving the terms and conditions of the **Encroachment Agreement**.

- C-5 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a donation of \$60,500 from the **Friends of Norfolk’s Environment** to be used to purchase trees and plant materials for the establishment of **Living Legacy Groves** at certain locations.

- C-6 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating and authorizing the expenditure of a Grant Award of \$112,316 from the **Virginia Department of Behavioral Health and Developmental Services** for the Norfolk Community Services Board to provide support to the **Program of Assertive Treatment Team (PACT)** and the individuals whom the PACT Team serves.
- C-7 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting the gift of a **SONAR EMILY** with associated training from the **Naval Air Warfare Center Aircraft Division Patuxent River** valued at \$40,000.00 to support the search and rescue efforts for the inland and coastal waters of Norfolk, Virginia.
- C-8 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating and authorizing the expenditure of the FY2020 **Addiction Recovery Program Grant Award** of \$38,400.00 from Virginia Department of Criminal Justice Services (VDCJS), for the Norfolk Sheriff's Office.
- C-9 Letter from the City Manager and an Ordinance entitled, An Ordinance approving a Right of Entry and License Agreement permitting the Junior League of Norfolk-Virginia Beach to enter upon and use the school property at Little Creek Elementary School for the purpose of the **"Elevate to Educate" Project**.
- C-10 Letter from the City Manager and an Ordinance entitled, An Ordinance approving a License Agreement with **Zagster, Inc.** for the establishment, installation, operation and maintenance of Bicycle Share Stations on public rights-of-way and on other city-owned property.

REGULAR AGENDA

- R-1 Letter from the City Manager and an Ordinance entitled, "An Ordinance approving a Lease Agreement between **TM MacArthur Center L.P.**, as Lessor, and the City of Norfolk, as Lessee, for the **lease of space number 287** within MacArthur Center for use for rotating Art Exhibits," will be introduced in writing and read by its title.

- R-2 Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the issuance and sale by the City of Norfolk, Virginia, of up to \$370,000,000 in **General Obligation Refunding Bonds** to refund earlier bond issues,” will be introduced in writing and read by its title.
- R-3 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Chapter 2.1 of the Norfolk City Code, 1979, **SO AS TO** authorize the City Manager to set minimum standards for City employment,” will be introduced in writing and read by its title.
- R-4 Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the City Manager to negotiate an Agreement in substantial conformity with the terms and conditions of the attached Purchase and Sale Agreement, for the purpose of purchasing certain property known as **SS Westminster Avenue** parcels, in the Chesterfield area of the City of Norfolk, for the **Ohio Creek Watershed Improvement Project**, authorizing and purchase of said property, and authorizing the expenditure of a sum of up to \$11,315 for such purpose from funds heretofore appropriated,” will be introduced in writing and read by its title.
- R-5 Letter from the City Manager and an Ordinance entitled, “An Ordinance authorizing the City Manager to negotiate an Agreement in substantial conformity with the terms and conditions of the attached Easement Purchase Agreement for the purpose of construction and maintaining a berm at **716 Filer Street**, in the City of Norfolk, for the **Ohio Creek Watershed Improvement Project**, authorizing and purchase of said easement, and authorizing the expenditure of a sum of up to \$11,200.00 for such purpose from funds heretofore appropriated,” will be introduced in writing and read by its title.
- R-6 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend Sections 34.3-1 and 34.3-12 of the Norfolk City Code, 1979, as amended, so as to add the definition of **Pedicab Tours** and the fare rates allowed for Pedicab Tours,” will be introduced in writing and read by its title.
- R-7 Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a First Amendment to Lease Agreement between the City of Norfolk, as Landlord, and **Granby Station Holdings, LLC**, as Tenant, delaying the base rent commencement date from June 8, 2019 to December 8, 2019 and authorizing the City Manager to execute the First Amendment to Lease Agreement on behalf of the City of Norfolk,” will be introduced in writing and read by its title.

R-8 Letter from the City Attorney and a Resolution entitled, “A Resolution to rename the Norfolk Boxing and Fitness Center at Harbor Park, the **Pernell “Sweet Pea” Whitaker Boxing and Fitness Center** at Harbor Park,” will be introduced in writing and read by its title.

R-9 Letter from the City Manager and an Ordinance entitled, “An Ordinance approving a First Amendment to Purchase and Sale Agreement between the City of Norfolk, as Seller, and **EDC Homes – The Tern, LLC**, as Developer, **SO AS TO** approve changes to the design of the commercial building that is part of the project and authorizing the City Manager to execute the First Amendment to Purchase and Sale Agreement on behalf of the City of Norfolk,” will be introduced in writing and read by its title.