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## CITY COUNCIL

### AGENDA

Tuesday, August 27, 2019

#### *4:30 WORK SESSION - CITY HALL-10<sup>TH</sup> FLOOR CONFERENCE ROOM*

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| <b>I. AGENDA OVERVIEW</b>                             | <i>Douglas L. Smith, City Manager</i>  |
| <b>II. FY 19 EXTERNAL AUDITOR ENTRANCE CONFERENCE</b> | <i>Tammie Dantzler, City Auditor</i><br><i>Greg Bussink, Principal, CliftonLarsonAllen, LLP</i>                        |
| <b>III. UTILITIES GPS AND MOBILE TECHNOLOGY</b>       | <i>Kristian Ballesteros, Engineering Technician III</i>  |
| <b>IV. MCARE UPDATE</b>                               | <i><b>John Simmons, Customer Service Supervisor</b></i><br><i>Freddie Davis, Senior Utility Maintenance Supervisor</i> |
| <b>V. REGIONAL BROADBAND UPDATE</b>                   | <i>Councilwoman Andria McClellan</i><br><i>Catheryn Whitesell, Deputy City Manager</i>                                 |
| <b>VI. POLLING PLACE CHANGE</b>                       | <i>Stephanie Iles, Director of Elections</i>   |
| <b>VII. C-PACE UPDATE</b>                             | <i>Sean Washington, Business Development Manager</i>   |

#### *DINNER AND CLOSED SESSION*

- VIII. CLOSED SESSION:**
- CONTRACT NEGOTIATION
  - REAL ESTATE MATTER

#### Supporting Documents:

- 8-27-19 Minutes of City Council Meeting of July 29
- 8-27-19 Nonstandard Lot Certificate - 312 35th Street
- 8-27-19 Nonstandard Lot Certificate - 805 Thayer Street
- 8-27-19 Nonstandard Lot Certificate - 954 Pollard Street
- 8-27-19 Pending Land Use Report from July 16-August 20
- 7-23-19 Notice of Polling Place Relocation
- 8-27-19 City Planning Commission Public Hearing Results from August 22
- 8-27-19 City Planning Commission Public Hearing Results from July 25
- 8-27-19 Minutes of City Council Meeting of July 23
- Announcement of Meeting

**NORFOLK, VIRGINIA**  
**DOCKET FOR THE COUNCIL**  
**TUESDAY, AUGUST 27, 2019 – 7:00 P.M.**

Prayer to be offered by Pastor Jared Klingmeyer, Wave Church, followed by the Pledge of Allegiance.

**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 to amend and reordain Ordinance No. 47,500 adopted by Norfolk City Council on January 29, 2019 and effective March 1, 2019, **to correct a Deed Book reference for one of the Easements** to be released and to add two additional Easements which need to be released.

PH-2                    **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 to amend Section 14.1-124 of the *Norfolk City Code*, **Poplar Halls Precinct, SO AS TO** change the location of its voting place.

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 the **City of Norfolk**, to vacate the existing right-of-way of Powhatan Avenue south of the southern line of **38th Street and 37<sup>th</sup> Street** lying east of the western line of Powhatan Avenue, containing 0.492 acres of land.

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 the **City Planning Commission**, for a General Plan Amendment to Appendix A in the Table of Contents within *plaNorfolk2030* to adopt the *Commercial Pattern Book*.

PH-5

**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 to amend and reordain the **City’s Operating Budget for Fiscal Year 2020** to add \$25,829,792 to the Budget, and to amend and reordain Section 1 of Ordinance No. 47,636 (Operating Budget Ordinance for Fiscal Year 2020) **SO AS TO** appropriate and authorize the expenditure of funds from the Norfolk Public Schools Fiscal Year 2018 Fund Balance and reflect the budgetary impact of the boat tax and license restructure.

**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 permitting Joseph and Anjali Gresens, to encroach into 53<sup>rd</sup> Street, and unimproved right-of-way, at **764 52<sup>nd</sup> Street**, with an open pile pier.
- C-2 Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the **City Treasurer to issue a refund** in the amount of \$14,438.14, plus interest, to **Dell Equipment Funding, L.P.** based upon the overpayment of its business license tax for the tax year 2019.
- C-3 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting \$7,478.50 from the **Rescue Squad Assistance Grant Funds from the Office of Emergency Medical Services** and appropriating and authorizing the expenditure of the grant funds and local matching funds in the amount of \$7,478.50 to purchase lift assist harnesses for the Department of Fire-Rescue Services.
- C-4 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a donation in the amount of \$7,777.00 from the **Life Enrichment Center of Norfolk** and appropriating and authorizing the expenditure of the funds to support the Norfolk Police Athletic League (PAL) Summer Camp Program.

- C-5 Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the **City Treasurer to issue a refund** in the amount of \$6,618.67 to **Gary Itnyre** based upon the overpayment of his business license tax for the tax year 2019.
- C-6 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting the sum of \$10,000.00 from **Tarallton Elementary School** and appropriating and authorizing the expenditure of the sum of \$10,000.00 to purchase **playground equipment**.
- C-7 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating, and authorizing the expenditure of an additional grant of up to \$324,000 from the **Commonwealth of Virginia for the City's Children's Services Act Program** for Fiscal Year 2019; appropriating and authorizing the expenditure of \$126,000.00 in local matching funds.
- C-8 Letter from the City Manager and an Ordinance entitled, An Ordinance approving a **Right of Entry Agreement** permitting Colston Jones to go upon and use certain city owned property numbered and designated as **1351 and 1371 Hanson Avenue** for multiple dates for a Cyclocross competition event.
- C-9 Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the **City Treasurer to issue a refund** in the amount of \$91,453.10 to **FF Acquisition, L.L.C. t/a Farm Fresh** based upon the overpayment of its business license tax for the tax year 2018.
- C-10 Letter from the City Manager and an Ordinance entitled, An Ordinance granting a **Conditional Use Permit** to authorize the operation of a nightclub named "Chicho's Pizza" on property located at **320 Granby Street**.
- C-11 Letter from the City Manager and an Ordinance entitled, An Ordinance granting a **Conditional Use Permit** to authorize an accessory dwelling unit on property located at **720 Maury Avenue**.
- C-12 Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating and authorizing the expenditure of grant funds in the amount of \$36,410.00 from the **Virginia Department of Criminal Justice Services (VDCJS)** for Fiscal Year 2020 for the **Residential Substances Abuse Treatment Program for the Norfolk Sheriff's Office**.

C-13 Letter from the City Manager and an Ordinance entitled, An Ordinance amending the FY2020 annual appropriations Ordinance (No. 47,636) **SO AS TO** accept, appropriate and authorize the expenditure of grant funds in the amount of \$184,551.12 from the **Virginia Department of Health, Office of Emergency Medical Services for the “Four for Life” Program.**

C-14 Letter from the City Manager and an Ordinance entitled, An Ordinance amending the FY2020 annual appropriations Ordinance (No. 47,636) **SO AS TO** accept, appropriate and authorize the expenditure of grant funds up to the sum of \$884,636 from the **Virginia Department of Fire Programs for the “Aid-to-Localities” Program.**

### **REGULAR AGENDA**

R-1 Letter from the City Attorney and an Ordinance entitled, “An Ordinance **appointing Dr. Larry “Chip” Filer as City Manager,**” will be introduced in writing and read by its title.

R-2 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Chapter 2 of the *Norfolk City Code, 1979* **SO AS TO** authorize use of paid volunteer leave in support of community organizations,” will be introduced in writing and read by its title.

R-3 Letter from the City Manager and an Ordinance entitled, “An Ordinance petitioning the **Commonwealth Transportation Board to convey certain real property to the City of Norfolk** and accepting the conveyance by the Commonwealth of Virginia acting through the Commonwealth Transportation Commissioner,” will be introduced in writing and read by its title.

R-4 Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Subsection (c) (6) of Section 34.1-48 of the *Norfolk City Code, 1979*, **SO AS TO** prohibit registered sex offenders from operating a public vehicle in the City of Norfolk to conform to changes in State Law,” will be introduced in writing and read by its title.

R-5 Letter from the City Manager and a Resolution entitled, “A Resolution in support of the City of Norfolk becoming a member of the **American Flood Coalition,**” will be introduced in writing and read by its title.