



CITY COUNCIL

REVISED AGENDA Tuesday, September 14, 2021

4:00 CITY COUNCIL WORK SESSION – CITY HALL-10TH FLOOR CONFERENCE ROOM

- I. **AGENDA OVERVIEW** *Dr. Larry H. Filer II, City Manager*
- II. **CITY PLANNING UPDATE** *George M. Homewood, Director of Planning*
- III. **DIVERSITY, EQUITY AND INCLUSION UPDATE** *Alea Slappy Wilson, Chief Diversity, Equity and Inclusion Officer*
- IV. **CLOSED SESSION:**
- **LEGAL MATTER**
 - **REAL ESTATE MATTER**
 - **BOARDS AND COMMISSIONS**

Supplemental Documents:

- Announcement of Meeting
- Diversity, Equity and Inclusion Update
- City Planning Update
- Minutes from City Council Meeting of August 24



NORFOLK, VIRGINIA

AMENDED DOCKET FOR THE COUNCIL

TUESDAY, SEPTEMBER 14, 2021 – 6:00 P.M.

MOMENT OF SILENCE

Followed by the Pledge the Allegiance.

APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting.

PUBLIC HEARING

PH-1 **PUBLIC HEARING** scheduled this day pursuant to State Law, on the application of **LIV DEVELOPMENT**, for (a) an Amendment to the Future Land Use Map within the General Plan, *plaNorfolk2030*, from Institutional to Multifamily, (b) to Rezone from IN-C (Institutional - Campus) to MF-AC (Multi Family – Apartment Community) and (c) a Conditional Use Permit to allow more than 24 dwelling units on Property Located at **443 Kempsville Road**.

An Ordinance to Rezone Property Located at **443 Kempsville Road** from IN-C (Institutional - Campus) District to MF-AC (Multi Family – Apartment Complex) District.

PH-1A An Ordinance to Amend the City's General Plan, *plaNorfolk2030*, SO AS TO Change the City's Future Land Use Designation for Property Located at **443 Kempsville Road** from Institutional to Multifamily.

PH-1B An Ordinance Granting a Conditional Use Permit to Authorize Multi-Family Dwelling Units on Property Located at **443 Kempsville Road**.

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 Emergency Procurement August 2021 - **Repair of Elevators at MacArthur Parking Garage.**

- C-2 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Craft Beverages Production Facility Named "Fort Norfolk Spirit Company" on Property Located at **2618 Colley Avenue.**

- C-3 An Ordinance Granting a Conditional Use Permit Authorizing Sale of Alcoholic Beverages for Off-Premises Consumption at an Establishment Named "Codex" on Property Located at **429 Granby Street.**

- C-4 An Ordinance Granting a Conditional Use Permit Authorizing the Sale of Alcoholic Beverages for Off-Premises Consumption at an Establishment Named "VA Goods" on Property Located at **208 East Main Street, Suite 111.**

- C-5 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Operating After Midnight with Live Entertainment Named "Yorgo's Bageldashery" on Property Located at **2123 Colonial Avenue.**

- C-6 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Convenience Store with the Sale of Alcoholic Beverages for Off-premises Consumption and the Sale of Smoking or Vaping Products Named "Airport Quick Mart" on Property Located at **2504 East Little Creek Road.**

- C-7 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Tattoo Parlor Named "Valhalla Rose Tattoo and Body Piercing" on Property Located at **2300 East Little Creek Road, Suite 2310.**

- C-8 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **450 West Ocean View Avenue.**

- C-9 An Ordinance Granting Nicholas Petrillo and Kathleen Petrillo Permission to Encroach into the Right-of-Way of 53rd Street Adjacent to **770 52nd Street** with a Pier and Approving the Terms and Conditions of the License Agreement.
- C-10 An Ordinance Granting Tazewell Apts LLC Permission to Encroach into the Right-of-Way at **117 W. Tazewell Street** with a Flag Mounted Sign.
- C-11 An Ordinance directing the City Treasurer to Issue a refund to **Wells Fargo Clearing Services, LLC** based upon the overpayment of its Business License Tax for Tax Years 2018 and 2019.
- C-12 An Ordinance directing the City Treasurer to issue a refund to **Oasis Systems, LLC** based upon the overpayment of its Business License Tax for Tax Years 2018, 2019 and 2020.
- C-13 An Ordinance Approving the Gift from the **Norfolk Sister Cities Association** of a Distance Marker Sign that Acknowledge the Distance from the City of Norfolk to its Respective Sister Cities Around the World; Authorizing the City Manager to Accept This Gift on Behalf of the City; Authorizing the Execution of a Letter Agreement Detailing the Donation and Acceptance of the Gift; and to Do All Things Necessary to Appropriately Display the Sign.

REGULAR AGENDA

- R-1 An Ordinance Authorizing an Amendment to the Land Disposition and Development Contract Between the City and the **Hanson Company, LLC** SO AS TO Revise the Closing Date and Adopt a New Development Schedule.

(Passed by at the August 24, 2021 Meeting)

- R-2 An Ordinance **Declaring the Continuation of the State of Local Emergency** due to the Imminent Public Health Threat COVID-19 pursuant to Virginia Code Section 44-146.21.
- R-3 An Ordinance Authorizing an Agreement Between the United States Department of Commerce, Economic Development Administration ("EDA") and the City of Norfolk to Release the **EDA Federal Interest in a Revolving Loan Fund Award** and Authorizing the City Manager to sign the Agreement on Behalf of the City of Norfolk.

- R-4 An Ordinance to **Update Chapters and Sections Relating to Administrative Departments, Boards and Commissions in the Code of the City of Norfolk, 1979**, as Amended; by Repealing Chapters 15.2 and 25.2, Sections 2-271, 2-272, 2-515 and 32-72.1 to 32-72.9; Amending and Reordaining Chapter 30, Articles I and II of Chapter 13, Sections 2-230, 2-231, 2-435, 2-435.1 to 2-435.4, 2-460, 2-460.1 to 2-460.3, 2-525, 2-525.1 to 2-525.3, the Title of Section 2-110; Adding Sections 2-102, 2-280 and 2-281.
- R-5 An Ordinance Amending the FY2022 Annual Appropriations Ordinance (No. 48,379) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds Up to The Sum of \$985,000.00 From **Virginia Department of Fire Programs for The Aid to Localities Program**.
- R-6 A Resolution approving the Norfolk Community Services Board's Performance Contract with the Commonwealth for Fiscal Year 2022 **Renewable by Mutual Agreement for Fiscal Year 2023**.
- R-7 A Resolution to Initiate the Process of Vacating the Public Rights-of-Way of Certain Portions of **Chapel Street, Walke Street and Mariner Street**.
- R-8 An Ordinance Approving a Lease Agreement Between Vijay, LLC, as Lessor, and the City of Norfolk, as Lessee, for the Lease of Property Located at **1050 Tidewater Drive**; Authorizing the City Manager to Execute the Lease Agreement on Behalf of the City of Norfolk; and Authorizing the Appropriation and Expenditure of a Sum of up to \$140,000.00 to Cover the Rent Payments for the Rental Term and Transactional Costs.

ADJOURNMENT