



**CITY COUNCIL
AGENDA
TUESDAY, MARCH 26, 2019**

Granicus Introduction And Overview

4:00 PM City Hall - 10th Floor Conference Room

Worksession Agenda

4:30 PM City Hall - 10th Floor Conference Room

Agenda Overview

Douglas L. Smith, City Manager

Downtown Improvement District Renewal

Mary B. Miller, President & CEO

Downtown Norfolk Council

Documents:

[DID PRESENTATION CITY COUNCIL.PDF](#)

Neon District Incentives

Jared M. Chalk, Interim Director of Development

Documents:

[NEON DISTRICT INCENTIVES.PDF](#)

Recycling

Richard Broad, Director of Public Works

Documents:

[RECYCLING UPDATE.PDF](#)

Dinner & Closed Session

- Legal Matter

Adjourn To Council Chamber For Presentation Of Budget

6:30 PM

Additional Documents

Documents:

[3-26-19 MINUTES OF CITY COUNCIL MEETING OF MARCH 5.PDF](#)
[3-26-19 MINUTES OF CITY COUNCIL RETREAT OF FEBRUARY 22-23.PDF](#)
[3-26-19 PENDING LAND USE ACTIONS.PDF](#)

Announcement Of Meeting

Documents:

[3-26-19 ANNOUNCEMENT OF MEETING.PDF](#)

Formal Session

7:00 PM - Council Chambers, City Hall, 11th Floor

Prayer

Prayer to be offered by Father George Bessinas, Annunciation Greek Orthodox Church, 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 ten (10) years, with the option to renew the lease for one (1) additional five (5) year period, for the premises located at **112 and 124 Bank Street**.

Documents:

[IB-1 ACCEPTANCE OF A BID FOR 112 AND 124 BANK STREET IN THE FOUNTAIN PARK GARAGE.PDF](#)

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, on the application of **RICHARD KATZ**, for a change of zoning from I-L (Industrial – Light) to Conditional C-C (Community Commercial) on property located at **811-815 44th Street**.

Documents:

[PH-1 CHANGE OF ZONING- RICHARD KATZ.PDF](#)

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 **JAMES FLANIGAN**, for a change of zoning from I-L (Industrial – Light) to MF-AC (Multi-Family – Apartment Complex) on property located at **1045, 1063, 1065, and SS 38th Street**.

Documents:

[PH-2 CHANGE OF ZONING- JAMES FLANIGAN.PDF](#)

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 **JAMES FLANIGAN**, for a right of way closure of a certain parcel of land lying and being in the City of Norfolk, Virginia, **said parcel contains 3,679 square foot, more or less being a portion of Shumadine Road between 37th Street and 38th Street.**

Documents:

[PH-3 CLOSURE OF A PORTION OF SHUMADINE ROAD BY JAMES FLANIGAN.PDF](#)

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 **EDC VENTURES, LLC**, for a change of zoning from C-N (Neighborhood – Commercial) to MF-NS (Multi-family – Neighborhood – Scale) on property located at **8506 Chesapeake Boulevard.**

Documents:

[PH-4 EDC VENTURES, LLC- CHANGE OF ZONING.PDF](#)

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 with gratitude the gift of **35 automated external defibrillators** to the Police Department from **Eastern Virginia Medical School.**

Documents:

[C-1 ACCEPTANCE OF GIFT FROM EASTERN VIRGINIA MEDICAL SCHOOL.PDF](#)

C-2

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating and authorizing the expenditure of a donation in the amount of \$10,000 from the **Hartford Junior Fire Marshal Program to support Fire Safety Education provided by the Department of Fire-Rescue.**

Documents:

[C-2 DONATION- THE HARTFORD JUNIOR FIRE MARSHAL PROGRAM.PDF](#)

C-3

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a gift of \$25,000 from the **Elizabeth River Trail Foundation** intended to match existing **CIP Public Art Funds** to pay commission artwork for the Larchmont

Trailhead.

Documents:

[C-3 PUBLIC ART- ELIZABETH RIVER TRAIL FOUNDATION DONATION.PDF](#)

C-4

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating and authorizing the expenditure if and when received a **Stanton Foundation Grant** in the amount of \$150,000 for the purchase and customization of a **mobile animal adoption van**.

Documents:

[C-4 ACCEPTANCE OF A STANTON FOUNDATION GRANT- 150,000.PDF](#)

C-5

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting grant funds in the amount of \$86,392 from the Commonwealth of Virginia Department of Criminal Justice Services (DCJS) to support the continuation of the **Violence Against Women V-Stop Program** and appropriating and authorizing the expenditure of \$86,392, in grant funds and \$28,797 in a local cash match for total grant funding of \$115,189 for two (2) V-Stop Attorneys if and when the funds are available.

Documents:

[C-5 ACCEPTANCE OF GRANT FUNDS FOR VIOLENCE AGAINST WOMEN V-STOP PROGRAM- 115,189.PDF](#)

C-6

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a Grant Extension Award in the amount of an additional \$75,000.00 from the **Commonwealth of Virginia, Department of Criminal Justice Services**, to maintain the current services provided at the Community Collaboration Center Satellite Office in the City of Norfolk and appropriating and authorizing the expenditure if and when received of \$60,000.00 in grant funds and \$15,000.00 in a local in-kind match from the services of a paralegal already assigned to the Community Collaboration Center.

Documents:

[C-6 GRANT EXTENSION AWARD FROM COMMONWEALTH OF VIRGINIA- 75,000.PDF](#)

C-7

Letter from the City Manager and an Ordinance entitled, An Ordinance approving the acceptance of a **2019 Byrne/Justice Assistance Grant Law Enforcement Training Grant Award** of \$14,030.00 from Virginia Department of Criminal Justice Services (VDCJS), appropriating the funds, and authorizing their expenditure by the Sheriff.

Documents:

C-7 GRANT AWARD ACCEPTANCE- DCJS 2019 BYRNE JAG LAW
ENFORCEMENT TRAINING GRANT.PDF

C-8

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting a \$250,000 **Homeland Security Grant from the Urban Area Security Initiative (HSGP-UASI)** appropriating and authorizing the expenditure of the grant funds if and when received to create a common operating picture for the Hampton Roads Region.

Documents:

[C-8 FY 2018 STATE HOMELAND SECURITY GRANT- 250,000.PDF](#)

C-9

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting, appropriating, and authorizing the expenditure of the sum of \$6,720 for the **FY18 State Homeland Security Program Grant Awarded** from the U.S. Department of Homeland Security Federal Emergency Management Agency through the Virginia Department of Emergency Management to purchase hazardous materials team equipment for the Department of Fire-Rescue.

Documents:

[C-9 FY 2018 STATE HOMELAND SECURITY GRANT- 6,720.PDF](#)

C-10

Letter from the City Manager and an Ordinance entitled, An Ordinance directing the City Treasurer to issue a refund in the amount of \$8,635.57 plus interest to **Roland Vaults, LTD.** based upon the overpayment of its Business Personal property tax for the tax years 2016, 2017 and 2018.

Documents:

[C-10 TAX OVERPAYMENT- ROLAND VAULTS, LTD..PDF](#)

Regular Agenda

R-1

Matter of a letter from the City Manager and an Ordinance entitled, "An Ordinance accepting the bid submitted by **Tidewater Communications, LLC.**, for long term easement for a term of forty years across city property located at **1000 E. Indian River Road**, in conjunction with the construction, installation, maintenance w, repair, replacement, operation and removal of a private guy anchor and wire, subject to certain terms and conditions," will be introduced in writing and read by its title.

(CONTINUED AT THE MEETING OF MARCH 5, 2019)

R-2

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 and drainage at **2309 Westminster Avenue**, in the City of Norfolk, for the **Ohio Creek Watershed**

Improvement Project, authorizing the purchase of said easement, and authorizing the expenditure of a sum of up to \$17,000.00 for such purpose from funds heretofore appropriated,” will be introduced in writing and read by its title.

Documents:

[R-2 PURCHASE OF EASEMENT FOR THE OHIO CREEK PROJECT - 2309 WESTMINSTER AVE.PDF](#)

R-3

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 and drainage at **700 Forbes Street**, in the City of Norfolk, for the **Ohio Creek Watershed Improvement Project**, authorizing the purchase of said easement, and authorizing the expenditure of a sum of up to \$11,595.00 for such purpose from funds heretofore appropriated,” will be introduced in writing and read by its title.

Documents:

[R-3 PURCHASE OF EASEMENT FOR THE OHIO CREEK PROJECT - 700 FORBES ST.PDF](#)

R-4

Letter from the City Manager and a Resolution entitled, “A Resolution in support of ARREFF Terminals’ application for the receipt on **Industrial Access Railroad Track Funds** from the Commonwealth Department of Rail and Public Transportation,” will be introduced in writing and read by its title.

Documents:

[R-4 RESOLUTION IN SUPPORT OF ARREFF TERMINALS.PDF](#)

R-5

Letter from the City Manager and an Ordinance entitled, “An Ordinance to amend and reordain Sections 24-25.10, 24-233, and 24-234 of the Code of the *City of Norfolk, Virginia, 1979*, **SO AS TO** clarify the applicability of the tax on transients obtaining lodging in short term rentals at private homes and to require that any delinquent real estate taxes must be paid prior to issuance of a business license,” will be introduced in writing and read by its title.

Documents:

[R-5 TRANSIENT OCCUPENCY TAX FOR SHORT TERM RENTALS.PDF](#)

R-6

Letter from the City Manager and an Ordinance entitled, “An Ordinance approving revisions to a Purchase and Sale Agreement previously approved by Ordinance No. 47,506 adopted by City Council on January 29, 2019, between the City of Norfolk, as Seller and EDC Homes – The Tern, LLC, as Buyer for real property consisting of 7.28 acres, more or less, and located generally at **21st Bay Street and Shore Drive in the East Ocean View** section of the City of Norfolk,” will be introduced in writing and read by its title.

Documents:

R-6 EDC HOMES- THE TERN, LLC- REVISIONS TO A PURCHASE AND
SALE AGREEMENT.PDF

R-7

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving a Grant in the maximum total amount of \$7,726,500 payable over five years to **Fort Norfolk Retirement Community, Inc.** and authorizing the City Manager to execute the Grant Agreement on behalf of the City of Norfolk," will be introduced in writing and read by its title.

Documents:

R-7 APPROVAL OF A GRANT FOR FORT NORFOLK RETIREMENT
COMMUNITY, INC..PDF