



**CITY COUNCIL
AGENDA
TUESDAY, AUGUST 28, 2018**

Worksession Agenda

City Hall - 10th Floor Conference Room

Dinner & Closed Session - 4:30

Closed Session

- Legal Matter
- Contract Negotiation
- Real Estate Matter

Agenda Overview

Douglas L. Smith, City Manager

Animal Care

*Makena Yarbrough, Executive Director
Lynchburg Humane Society*

Legislative Update

Morgan Whayland, Intergovernmental Relations Officer

100 Block Of Granby Street

Wynter C. Benda, Chief Deputy City Manager

Additional Documents

Documents:

[8-28-18 CPC PUBLIC HEARING RESULTS FROM JULY 26.PDF](#)
[8-28-18 MEMO - \(R-2\) VDOT SMART SCALE PROJECT.PDF](#)
[8-28-18 MINUTES OF CITY COUNCIL MEETING OF JULY 24.PDF](#)

Announcement Of Meeting

Documents:

[8-28-18 ANNOUNCEMENT OF MEETING.PDF](#)

Formal Session

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

Prayer

Prayer to be offered by Pastor Kevin Tremper, Crossroads Church, followed by the Pledge of Allegiance.

Invitations 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 portions of **Waterside Marina located at 201 Waterside Drive in the City of Norfolk.**

Documents:

[IB-1 REQUEST FOR PROPOSALS AND BID - WATERSIDE MARINA.PDF](#)

IB-2

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 seven (7) years, with the option to renew the lease for two (2) additional periods of five (5) years each, located at **103 and 111 Granby Street in the building located at 120 W. Main Street** in the City of Norfolk.

Documents:

[IB-2 ACCEPTANCE OF BID FOR A LEASE AT 120 W. MAIN ST.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 **Benna Victor Development**, for a) an amendment to the future land use designation in the General Plan, *plaNorfolk2030*, from Office to Commercial; and b) a rezoning from O (Office) to Conditional C-R (Regional Commercial) on property located at **5900 Northampton Boulevard.**

(PASSED BY AT THE JUNE 26TH AND JULY 10TH MEETINGS)

Documents:

[PH-1 AMEND FUTURE LAND USE, CHANGE OF ZONING AND CONDITIONAL USE PERMIT AT 5900 NORTHAMPTON BLVD.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 **Jonathan Provost**, for a change of zoning to apply the Norfolk & Western Historic Overlay (HO – N&W) district on property located at **208-218 W. 25th Street.**

Documents:

[PH-2 CHANGE OF ZONING AND CONDITIONAL USE PERMIT - 208-218 W 25TH ST.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 **MPB, Inc.**, for a closure of a certain piece of **Wellville Street** running from Kempsville Road to its terminus; containing 18,579 square feet, or 0.43 acres more or less.

Documents:

[PH-3 CLOSING, VACATING AND DISCONTINUING OF A PORTION OF WELLVILLE ST.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 granting a **Conditional Use Permit** to authorize the utilization of more than 50% of the first floor of a multi-family building in the C-C zoning district for residential purposes on property located at **5416 Tidewater Drive**.

Documents:

[C-1 CONDITIONAL USE PERMIT - 5416 TIDEWATER DRIVE ASSOCIATES, LLC.PDF](#)

C-2

Letter from the City Manager and an Ordinance entitled, An Ordinance authorizing a **Conditional Use Permit** to authorize the construction of a Commercial Communication Tower on property located at **6137 Miller Store Road**.

Documents:

[C-2 CONDITIONAL USE PERMIT - GLASS FRIENDS LLC.PDF](#)

C-3

Letter from the City Manager and an Ordinance entitled, An Ordinance granting **Conditional Use Permits** authorizing a drive-through facility for "McDonald's" on property located at **5761 East Virginia Beach Boulevard**.

Documents:

[C-3 CONDITIONAL USE PERMIT - MCDONALDS.PDF](#)

C-4

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting \$175,666.40 in grant funds from the **Virginia Department of Health, Office of Emergency Medical Services**, for the "**Four for Life**" Program and appropriating and authorizing the expenditure of the funds for the program.

Documents:

[C-4 ACCEPTANCE OF FOUR-FOR-LIFE AID TO LOCALITY FUNDING.PDF](#)

C-5

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting \$46,392 in grant funds from the **Commonwealth of Virginia Department of Criminal Justice Services** to support the continuation of the **Violence Against Women V-Stop Program** and appropriating and authorizing the expenditure of \$46,392 in grant funds and \$15,464 in local cash match for total grant funding of \$61,856 for the program.

Documents:

[C-5 VIOLENCE AGAINST WOMEN V-STOP GRANT AWARD - 61,856.PDF](#)

C-6

Letter from the City Manager and an Ordinance entitled, An Ordinance accepting \$40,000 in grant funds from the **Commonwealth of Virginia Department of Criminal Justice Services** to support the continuation of the **Violence Against Women Act (VAWA) V-Stop Program** and appropriating and authorizing the expenditure of \$40,000 in grant funds and \$30,355 in a local cash match for total grant funding of \$70,355 for the program.

Documents:

[C-6 VIOLENCE AGAINST WOMENS ACT PROSECUTION GRANT - 70,355.PDF](#)

C-7

Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the City Treasurer to issue refund to **Banc of America Leasing & Capital, LLC** in the amount of **\$149,985.00, plus interest**, based upon the overpayment of its business personal property tax for the tax year 2018.

Documents:

[C-7 TAX OVERPAYMENT - BANC OF AMERICA - 149,985.PDF](#)

C-8

Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the City Treasurer to issue refunds to **C.R.H. Catering Co., Inc.** in the amount of **\$2,666.73, plus interest** based upon the over payment of its business license tax for the tax years 2017 and 2018.

Documents:

[C-8 TAX OVERPAYMENTS - C.R.H. CATERING CO, INC..PDF](#)

C-9

Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the City Treasurer to issue refund to **Freedom Ford, Inc.**, in the amount of **\$3,920.51, plus interest**, based upon the overpayment of its business personal property tax for the tax year 2018.

Documents:

C-10

Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the City Treasurer to issue refund to **Talha Corporation t/a 7-Eleven**, in the amount of **\$6,165.98, plus interest**, based upon the overpayment of its business personal property tax for the tax year 2017.

Documents:

[C-10 TAX OVERPAYMENT - TALHA CORPORATION T-A 7-ELEVEN - 6,165.98.PDF](#)

C-11

Letter from the City Attorney and an Ordinance entitled, An Ordinance directing the City Treasurer to issue refund to **EFL & AHC, Inc.**, in the amount of **\$2,602.69, plus interest**, based upon the overpayment of its business license tax for the tax year 2018.

Documents:

[C-11 TAX OVERPAYMENT - EFL AND AHC, INC. - 2,602.69.PDF](#)

Regular Agenda

R-1

Letter from the City Manager and an Ordinance entitled, "An Ordinance to amend and reordain Sections 25-653 and 654 of the *Norfolk City Code, 1979* **SO AS TO** add one new yield intersection and four new stop intersections," will be introduced in writing and read by its title.

Documents:

[R-1 TRAFFIC CONTROL SIGNS - VARIOUS LOCATIONS.PDF](#)

R-2

Letter from the City Manager and an Ordinance entitled, "An Ordinance authorizing the acquisition of necessary temporary construction easements from property owners of land adjoining the public right-of-way for the **Planned Newtown Road and Virginia Beach Boulevard Intersection Enhancement Project** and authorizing the City Manager to accept the Deeds of Easements on behalf of the City," will be introduced in writing and read by its title.

Documents:

[R-2 ACQUISITION OF TEMPORARY CONSTRUCTION EASEMENTS - VDOT SMART SCALE PROJECT.PDF](#)

R-3

Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting **Meet @ 319, LLC** to encroach into the right-of-way at **319 E. Plume Street** with an existing projecting cornice," will be introduced in writing and read by its title.

Documents:

[R-3 ENCROACHMENT AT 319 E PLUME STREET.PDF](#)

R-4

Letter from the City Manager and an Ordinance entitled, "An Ordinance permitting **519 Front Street Property, LLC** to encroach into the right-of-way at **519 Front Street** with a sign," will be introduced in writing and read by its title.

Documents:

[R-4 ENCROACHMENT AT 519 FRONT ST.PDF](#)

R-5

Letter from the City Manager and a Resolution entitled, "A Resolution supporting three Transportation Projects through the FY2020 **Virginia Department of Transportation, Smart Scale Program**," will be introduced in writing and read by its title.

Documents:

[R-5 APPLICATION TO VDOTS FY 2020 SMART SCALE PROGRAM.PDF](#)

R-6

Letter from the City Manager and an Ordinance entitled, "An Ordinance to amend and reordain Section 25-286 of the *Norfolk City Code, 1979*, **SO AS TO** amend Subsection numbered 25-286.9 and change its title, in order to include additional streets in the **neighborhood parking permit program**," will be introduced in writing and read by its title.

Documents:

[R-6 LIBERTY PARK SECTION ONE RESIDENTIAL PARKING PERMIT AREA.PDF](#)

R-7

Letter from the City Manager and an Ordinance entitled, "An Ordinance to amend and reordain Section 25-321 of the *Norfolk City Code, 1979*, **SO AS TO** authorize the operation of golf carts in the East Ocean View area of the City," will be introduced in writing and read by its title.

Documents:

[R-7 OPERATION OF GOLF CARTS IN EAST OCEAN VIEW.PDF](#)

R-8

Letter from the City Manager and an Ordinance entitled, "An Ordinance designating the 44th Street Kayak Launch as the **Highland Park Veterans Kayak Launch**," will be introduced in writing and read by its title.

Documents:

[R-8 44TH STREET KAYAK LAUNCH NAME DESIGNATION.PDF](#)

R-9

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving

a Lease Agreement between the Young Men's Christian Association of South Hampton Roads, as Lessor, and the City of Norfolk, as Lessee, for the lease of a portion of the property located at **312 W. Bute Street** for use as a playground and approving the related Subordination Agreement," will be introduced in writing and read by its title.

Documents:

[R-9 LEASE AGREEMENT FOR CITY PLAYGROUND AT BLOCKER YMCA.PDF](#)

R-10

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the conveyance to the City of Norfolk by the Norfolk Redevelopment Housing Authority of certain parcels of property located adjacent to **Park Avenue** and authorizing the City Manager to accept an appropriate Deed on behalf of the City," will be introduced in writing and read by its title.

Documents:

[R-10 ACCEPTANCE OF PARK AVE PROPERTIES FROM NRHA.PDF](#)

R-11

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the conveyance to the City of Norfolk by the Norfolk Redevelopment and Housing Authority of certain parcels of property located at **21st Bay Street and 22nd Bay Street** in the City of Norfolk and authorizing the City Manager to accept the Deed on behalf of the City," will be introduced in writing and read by its title.

Documents:

[R-11 ACCEPTANCE OF BAY ST PROPERTIES FROM NRHA.PDF](#)

R-12

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving a Right of Entry Agreement permitting TWP – The Youth Movement to enter upon and use City-owned property located at **801 Church Street, 607 Nicholson Street, 620 E. Olney Road and W S 5th Street** to perform work associated with a community garden," will be introduced in writing and read by its title.

Documents:

[R-12 RIGHT OF ENTRY WITH TEENS WITH A PURPOSE.PDF](#)

R-13

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the acceptance of receipts from a **Special Revenue Project, the 811 Market Place**, appropriating Two Hundred Thousand Dollars (\$200,000.00) if and when received from the Sheriff, and authorizing the expenditure thereof in Fiscal Year 2019 toward equipment and the salaries and benefits of four (4) persons to be employed by the Sheriff," will be introduced in writing and read by its title.

Documents:

[R-13 SPECIAL REVENUE APPROPRIATIONS FOR 811 MARKET](#)

[PLACE.PDF](#)

R-14

Letter from the City Manager and an Ordinance entitled, "An Ordinance appropriating One Hundred Eighty-Two Thousand Five Hundred Sixty-Five Dollars (\$182,565) if and when received from the Sheriff and authorizing the expenditure thereof towards salaries and benefits for three **Sheriff employees**," will be introduced in writing and read by its title.

Documents:

[R-14 SPECIAL REVENUE APPROPRIATIONS FOR SHERIFFS CLASSIFICATION SPECIALISTS.PDF](#)

R-15

Letter from the City Manager and an Ordinance entitled, "An Ordinance approving the acceptance of receipts from a **Special Revenue Project, The Sheriff's Community Corrections Program**, appropriating Five Hundred Eighty Six Thousand Dollars (\$586,000.00) for Fiscal Year 2019, authorizing the expenditure thereof by the Sheriff, authorizing the Sheriff's continued employment of twelve (12) persons for the program and providing funds for their salaries and benefits," will be introduced in writing and read by its title.

Documents:

[R-15 SPECIAL REVENUE APPROPRIATIONS FOR SHERIFFS COMMUNITY CORRECTIONS PROGRAM.PDF](#)

R-16

Letter from the City Manager and an Ordinance entitled, "An Ordinance to repeal Section 14.1-2 of the *Norfolk City Code, 1979*, titled compensation of **Officer of Elections**," will be introduced in writing and read by its title.

Documents: