



Inter Department Correspondence Sheet

TO: Members of Council

FROM: Richard Allan Bull, City Clerk

COPIES TO: \_\_\_\_\_

SUBJECT: Minutes of City Council Meeting

September 1, 2021

Attached are the minutes from the City Council Meeting held on August 24, 2021.

Richard Allan Bull  
City Clerk

**NORFOLK, VIRGINIA**

**MEETING OF COUNCIL**

**TUESDAY, AUGUST 24, 2021**

Mayor Kenneth Cooper Alexander, called the meeting to order at 4:00 p.m. with the following members present: Mrs. Courtney R. Doyle, Andria P. McClellan, Ms. Danica Royster, Mr. Tommy Smigiel, and Vice Mayor Martin Thomas Jr. Mrs. Mamie B. Johnson and Mr. Paul R. Riddick was present telephonically.

**Announcements:**

Dr. Filer welcomed the new Deputy City Managers, Mr. Patrick Roberts, and Ms. Trista Pope to tonight's meeting. He added that Mr. Lavior Pace has been hired as a Deputy City Manager and starts on September 7<sup>th</sup> and that Mr. Pete Buryk, former Director of CivicLab, is now Chief of Staff for the City Manager's office.

**Norfolk Police Department – Public Safety Plan**

Presenter: Mr. Larry D. Boone, Chief, Norfolk Police Department  
Dr. Larry H. Filer II, City Manager

Chief Boone provided an overview of violence reduction strategies. He presented a graph showing significant reductions in crime. In December of 2016, the department began to focus on the individual's driving crime and where are the hotspots – which was determined to be gang members with guns and in certain locations of the city. Since December of 2016 through 2020, we have seen a reduction of 4,086 crime incidents. In 2019, there was an increase of stolen vehicle crimes.

Despite our success, the city has had an historical problem with gangs and guns. In 2017, a gun database was established so we could trace guns back to their origins. In August of 2020, there was an increase with stolen cars to include guns. Shootings have also increased.

Chief Boone outlined five case examples.

**March 26, 2021, at 4:10 p.m.**

**6400 Block of Crescent Way**

- Police responded to a call for service regarding individuals in two vehicles shooting at each other. One vehicle was a stolen Honda.
- Anti-Crime Division personnel located the stolen Honda occupied by three individuals
- Two firearms located inside vehicle
  - One was a stolen 9mm Mossberg pistol
- A 17-year-old individual admitted to shooting at a Volkswagen

**June 27, 2021, at 12:15 a.m.**

**2200 Block of Harrell Avenue**

- Residence was shot at on 6/21 and 6/30
- On 6/21 house was hit four times (no injuries)
- On 6/30 house was hit three times (no injuries)
- Vehicle involved located a short distance away unoccupied. Vehicle was stolen from Norfolk.
- Two casings found inside stolen vehicle

**June 30, 2021, at 4:13 a.m.**

**4800 Block of East Princess Anne Road**

- Police responded to shooting into occupied dwelling (no injuries)
- Four stolen autos found in parking lot with shell casings inside and outside the vehicles
- Vehicles were stolen from Norfolk, Hampton and Virginia Beach

**August 5, 2021, at 5:17 p.m.**

**6300 Block of Alexander Street**

- Occupants of two vehicles shot at each other
- White Acura stolen from Portsmouth
- Grey Ford stolen from Virginia Beach
- Three occupied houses were struck (no injuries)
- Five unoccupied vehicles were struck
- 33 casings recovered

**August 7, 2021, at 2:14 a.m.**

**700 Block of Granby Street**

- Four gunshot victims (ages 16-20) drove themselves to Norfolk General Hospital in a stolen 2019 Nissan (stolen from Hampton)
- Crime scene located at 700 Granby Street with 45+ casings
- One occupant admitted to possessing a firearm and shooting back
- Recovered stolen Nissan had extensive damage including multiple bullet holes. Vehicle had blood inside as well as several casings

#### **SPECIAL ATTENTION**

- Total arrested in stolen vehicle while carrying firearm: 14 (Aug 2020 – Aug 2021)
- Stolen vehicles recovered in vicinity of shootings (where no arrest was made): 17 (Aug 2020 – Aug 2021)
- On July 21, 2021, a burglary was committed where seven firearms were stolen. Suspect vehicle used in burglary was identified as a stolen Honda Civic.

Chief Boone stated that officers often confiscate sophisticated weapons from individuals without incident. He attributes that to training and their ability to maintain themselves under conflict.

Chief Boone next presented a video of a stolen auto involved in shooting

**June 21, 2021**

**700 Block of West 34<sup>th</sup> Street**

- Citizens playing games in front yard when suspects operating a stolen Honda Civic drove by and opened fire striking the residence
- Same residence was targeted September 20, 2020, and March 21, 2021
- Stolen Honda Civic used in this shooting was recovered on July 3, 2021, with another stolen auto/firearm that was in the possession of a juvenile

Chief Boone next reviewed a Richmond-Norfolk Homicide Comparison graph

- 2019 – Richmond 61, Norfolk 38
- 2020 – Richmond 66, Norfolk 49
- 2020 Year-to-date (YTD) January 1 to August 15 – Richmond 31, Norfolk, 30.
- 2021 YTD January 1 to August 15 – Richmond 45, Norfolk, 35

Chief Boone reviewed steps taken to offset violent crime.

OVERVIEW OF VIOLENCE REDUCTION STRATEGIES

- Violent Crime Initiative – 41 officers deployed to hotspots
- Safety Engagement Zones
- Granby Street traffic closure
- Consideration for authorizing pursuits of stolen vehicles
- Federal partnerships

Chief Boone stated that currently high-speed pursuits are only conducted for felonies involving violence or DUIs. Officers conducting high-speed pursuits must balance the seriousness of the situation and the importance of law enforcement's objective involved against hazards to the safety and welfare of citizens and police personnel involved. They must also consider the nature and seriousness of the offense or call, weather conditions, road-surface conditions, traffic conditions, time of day, knowledge of the area, ability of assisting units, and geographical location to include schools, residential areas, and businesses. All pursuits are monitored by supervisors.

**ANTI-CRIME DIVISION VIOLENT CRIME INITIATIVE**

**SUMMER DEPLOYMENT**

- Anti-Crime Division
  - Street Crimes Unit
  - Vice and Narcotics Units
  - Interdiction Unit
  - Gang Squad Unit
  - ❖ 41 sworn personnel are assigned to the Anti-Crime Division Violent Crime Initiative
- Patrol Divisions
- Central Records Division
- Training Division
- PRIME Division
  - ❖ These divisions all have personnel assigned to support the Anti-crime Division Violent Crime Initiative

#### SAFETY ENGAGEMENT ZONES (SEZ)

- Three teams of officers have been formed to conduct SEZ within the city
- SEZ slows down traffic in the hotspot areas and will increase officer visibility
- SEZ is being conducted on the following days
  - Monday-Saturday by the Anti-Crime Division from 7 p.m.-3 a.m.
  - Wednesday-Saturday by the Traffic Division from 6 p.m.-9 p.m.
  - Thursday-Saturday by non-essential personnel from ASB/FOB from 7 p.m.-3 a.m.

Chief Boone stated that after a series of shootings stemming from the downtown night life, a new process was formulated for closing time, specifically in the 700 and 800 blocks of Granby Street.

#### GRANBY STREET TRAFFIC CLOSURE

- Granby Street is closed at 1:50 a.m. from 700-800 blocks
- Officers assist with traffic egress of patrons frequenting Granby Street establishments
- Traffic is directed to the primary thoroughfares
- Command bus is stationed strategically in the area
- Off-duty officers assist with clearing sidewalks of lingering crowds from Culture
- Street closures open as soon as practical
- This strategy has thus far been very effective in clearing the area quickly and reducing lingering crowds which sometimes result in criminal activity
- Officers are stationed at the following locations:
  - Harrison Opera House parking lot
  - Granby Street/E. Virginia Beach Boulevard
  - Granby Street/E. Olney Road
  - Granby Street/Starke Street
  - Granby Street/Brambleton Avenue
- Cones prevent traffic from entering Granby Street at Addison Street and E. Wilson Road

#### FEDERAL PARTNERSHIPS

##### US Marshals

- Operation Triple Beam was a Hampton Roads initiative that included Norfolk. This was a holistic approach to counter gang violence, with each agency bringing its specialized skills to the operation
- The operation yielded the arrest of several gang members and the recovery of multiple guns and drugs
- 46 felony arrests
  - Eight wanted for homicide
  - 18 wanted for shootings/firearms offenses
  - Of the 46 arrests, ten arrests were made in Norfolk
  - Six of the ten arrests were gang members
  - Five arrests were made outside of Norfolk stemming from Norfolk criminal charges
  - Approximately \$500,000 worth of narcotics seized
  - 36 firearms seized

Chief Boone presented a Virginian-Pilot article describing the partnership between the Norfolk Police Department (NPD), Federal Bureau of Investigation (FBI), and the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). It was involving straw purchases made from a local gun shop and a pawnshop in Virginia Beach. Over four-and-a-half years of data revealed that 95% of the guns NPD recovers were purchased from this local gun shop and the pawnshop in Virginia Beach legally. Many are resold and end up in our challenging communities in the hands of youth and convicted felons. From 2017 to 2021, 3,424 guns were recovered. Of those, 372 were in the possession of a convicted felon. Only 126 of those guns were reported stolen. Chief Boone added that we need to focus on those individuals funneling illegal guns into our communities.

#### FEDERAL PARTNERSHIPS

Federal Bureau of Investigation and Bureau of Alcohol, Tobacco, Firearms and Explosives (FBI/ATF)

- The FBI and ATF will be taking a more active role in the overall area on sharing intelligence identifying those who are driving the violence.
- Gang Intelligence Meetings started on July 22. It involved multiple entities:
  - Project Safe Neighborhood (PSN)
  - United States Attorney
  - State and Federal analysts
  - Detectives
  - Gang officers
- A Regional Crime Analysts Crime Gun Intel Center has been established among the 7-Cities
- This center may be based in Norfolk
- Information from recovered guns and shell casings will be used to connect violent crime incidents and suspects

#### United States Drug Enforcement Administration (DEA)

- Local DEA leadership has requested from Washington, D.C., to initiate a task force that will concentrate on narcotics with a violent crime nexus such as homicide and malicious wounding

Councilwoman Doyle expressed concern about shootings on Granby Street in the 400 to 800 blocks. She suggested conditional use permits (CUP) for those businesses that continue to be problematic be revoked. She suggested we look at that process again and not just in downtown but citywide. She expressed concern that businesses and residents might leave Granby Street because they do not feel safe.

Vice Mayor Thomas echoed Councilwoman Doyle's concerns. He also expressed concern about the racing of all-terrain vehicles (ATV) up and down Granby Street. Chief Boone stated that they do not pursue ATVs, but they do take photographs of them and to date 85 individuals have been identified and will be arrested.

Mayor Alexander piggy-backed on Vice Mayor Thomas's comments about stolen vehicles and ATVs. He asked the City Manager, City Attorney, and Chief Boone to look at the current policies, practices, and procedures and to consider how restrictive they are and what can be done to improve upon them.

Councilwoman McClellan applauded Chief Boone and the department on the measures taken for downtown. She noted that visitors who attended the recent offshore wind conference reported they felt very safe in downtown Norfolk. She added that the same resources are needed throughout the city.

Councilman Smigiel noted that ATVs are racing up and down Little Creek Road as well. He asked if training is required for police officers to execute a high-speed pursuit. Chief Boone stated that recruits do receive training in various tactics in police vehicles.

Councilman Smigiel asked if shots-fired meters could be utilized to collect data and find out where our hotspots are. Chief Boone stated there have been discussions on those; however, they are very expensive and not that useful. The data does not support the ability to apprehend a suspect.

Councilwoman Royster echoed her colleagues' concerns. She added that Church Street and the southside have the same issues. She stated that policies and procedures should include managing the safety of innocent bystanders and other vehicles on roadways. Dr. Filer stated he will provide to Council a copy of the current general order for their review before any changes are suggested. He added that the current general order setting the guidelines on pursuit would stay the same. However, Chief Boone is asking Council to consider adding stolen vehicles in addition to violent felonies and DUI's. In addition, Councilwoman McClellan asked the Administration to provide Council information on what surrounding cities mandate for high-speed pursuits.

Councilman Riddick stated there are many things that factor into high-speed pursuits. He expressed concern that some high-speed pursuits have resulted in the deaths of innocent bystanders. He also noted that we need more recreation centers and activities for our youth to discourage their desire to go joyriding in the first place.

Regarding the overview of violence reduction strategies and the 41 officers deployed to hotspots, Councilwoman Johnson asked where the hotspots are located. Chief Boone stated he typically does not like to publicly highlight specific areas. Councilwoman Johnson asked what the plan is to address violence in Super Ward 7.

Chief Boone answered that our youth need the opportunity to do something other than finding fascination with handguns. He stated that we also need to focus more on straw purchases of guns. He added that a collective effort is needed. We need support from our federal partners, local government, churches, and schools.

Councilwoman McClellan asked what is being done to address the vacancies in the police department.

Dr. Filer stated in addition to other retention problems, we also have an aging police force. Some years ago, there was a surge in policing and nationally 9% of current officers are eligible for retirement across all departments and 16% will become eligible for retirement over the next five years.

Recently, employee engagement surveys were conducted internally, not just for police but for all city departments. Exit interviews with NPD were conducted over the last several years and the number one reason for leaving is to go to other law enforcement agencies, not just regionally but throughout the state. The number two reason for leaving is just wanting to get out of law enforcement entirely. Dr. Filer consulted with Chief Boone on retention and some of the more senior officers were frustrated because of the recruitment piece in the budget where the starting salary was raised. There are two budgetary items on tonight's docket to address retention. Virginia Beach and Chesapeake recently announced \$5,000 retention bonuses for their officers, half payable immediately and half payable at the end of the fiscal year.

#### NORFOLK POLICE DEPARTMENT

- More than 130 Vacancies- about 18 percent of total positions
- Voluntary resignation rate continues to increase
- Recruiting capped by academy size limitations
- Vacancies will continue to increase without mitigation
- Potential impact to overall public safety if trend continues

#### NORFOLK SHERIFF'S OFFICE

- Deputy Staffing down about 40 from a year ago
- Reduction coincides with recall of 250 inmates from the Regional Jail
- Continued loss of staff may result in:
  - Reduction of service in courthouse/courtrooms
  - Potential safety concerns within city jail
- Recent Separation Rates are aligned with historical
- Hiring has slowed dramatically over last four years:
  - FY 2018: 89
  - FY 2019: 56
  - FY 2020: 39
  - FY 2021: 28

#### Summary of Program Recommendations

1. Police recruitment and retention (re-enlistment) bonus program
  - Provide current active hires a one-time, up-front bonus, in exchange for a five-year commitment to the force
    - \$12,000 for Sargent and below, \$8,000 for Capt. And Lt., \$5,000 for academy graduates
  - Ongoing program – bonus amount scaled to level of vacancies.



2. Transition sworn Sheriff deputies to public safety pay plan (Plan 5)
  - Significant increase in starting pay for Recruit and Deputy Sheriff classifications, better align with regional average
  - Faster progression than open grade system
  - Every step is a 2.5 or 5.0 percent increase
  
3. Launch best Tuition Assistance in the region for all city employees beginning spring semester 2022
  - Covers over 50 percent of average undergraduate cost at NSU or ODU
  - Includes additional resources and capacity to administer successfully
  
4. Citywide leave buyback as a result of decline in utilization from COVID
  - Designed to capture as many “front-line” employees as possible, balances greater than 200 hours
  - Nearly half of employees in grades 1-20 would be eligible, capped payout of \$3,500
  
5. Enhance public safety fleet
  - Follow best practice guidelines for useful life replacement cycle for police cruisers, medics, and Fire-Rescue heavy equipment
  - Purchase 15 additional cruisers, two medics, and one ladder truck over 24 years old
  - Brings total FY 2022 investment to 44 cruisers, three medics, one pumper, and one ladder truck
  
6. Invest in comprehensive recruitment advertising campaign for hard to fill public safety positions
  - Coordinating with Communications and Human Resources to extend reach beyond in-house capacity

Fiscal Impact Summary

Proposed Program	FY2022	FY 2023	FY 2024
Police Retention Program	\$4,700,00	\$500,000	\$500,000
Transition Sworn Sheriff's Deputies to Public Safety Pay Plan	\$1,850,000	\$2,030,000	\$2,210,000
Tuition Assistance Program for all city employees	\$500,000	\$500,000	\$500,000
Citywide Leave Buyback	\$3,400,000	\$0	\$0
Enhanced Recruitment Campaign	\$1,000,000	\$0	\$0
Invest in Public Safety Fleet	\$2,720,000	\$1,150,000	\$1,150,000
<b>Total</b>	<b>\$14,170,000</b>	<b>\$4,180,000</b>	<b>\$4,360,000</b>

Norfolk Police Department “Bonus Program”

Guiding Principles for Implementing a Bonus Program

- Meaningful amount
- Commitment to the city

- Primarily supported with one-time funds
- Benefit current experienced officers and attract new qualified talent
- **If successful, can continue to implement**

Proposed Bonus Program

NPD Bonus Program	Amount
Current Police Officers (Pay Grade 7 or Lower)	\$12,000
Lieutenants and above	\$8,000
New Recruits after successful completion of Police Academy	\$5,000

- Bonus reflects an urgent need to stabilize current staffing
- Requires a five-year commitment
- Payable upfront
- Functions as a sign-on bonus as new recruits successfully complete academy

Tiered Bonus Based on Number of Vacant Sworn Positions

Tier	Vacant Sworn Positions	Vacancy Savings	Sergeants and below	Lieutenants and above	Academy Graduates
1	101-130+	\$4.9-\$6.6M	\$12,000	\$8,000	\$5,000
2	80-100	\$3.9-\$4.8M	\$8,000	\$6,000	\$3,500
3	51-79	\$2.4-\$3.8M	\$4,000	\$2,000	\$1,500
4	< 50	\$0-\$2.4M	\$0	\$0	\$0

Dr. Filer stated that the bonus program is self-funding through vacancy savings. Vacancy savings traditionally come back into the General Fund. He added they are also proposing a \$5,000 referral bonus for any officer who refers a candidate who successfully graduates from the Academy and is employed by the department.

Longer-term Items Being Discussed

- Enhance Master Police Officer (MPO) Program
  - Norfolk has:
    - Police Officer position with pay band of \$50,835-\$75,240
    - Corporal position with pay band of \$55,002-\$79,422
  - Virginia Beach doesn't have a Corporal rank and instead has:
    - Police Officer II with pay band of \$50,357-\$73,778
    - MPO with pay band \$55,619-\$81,494
- Virginia Retirement System (VRS) conversion for existing officers

Benefits of moving to Public Safety Pay Plan

- Bring starting pay for Recruit and Deputy Sheriff classifications closer to Regional highs
  - This plan brings Norfolk within \$1,000 of both Chesapeake and Virginia Beach

- Step System
  - Faster progression than open grade system
  - Every step is a 2.5 or 5 percent increase

Average New Salary by Rank

<u>Rank</u>	<u>Average New Salary</u>
Deputy Sheriff (Recruit)	\$41,200
Deputy Sheriff	\$45,100
Deputy Sheriff (Corporal)	\$50,527
Deputy Sheriff (Master)	\$56,846
Deputy Sheriff (Sergeant)	\$59,437
Deputy Sheriff (Lieutenant)	\$63,893
Deputy Sheriff (Captain)	\$74,927
Deputy Sheriff (Major)	\$84,470
Deputy Sheriff (Lt. Col.)	\$103,130
Deputy Sheriff (Colonel)	\$122,988

Dr. Filer stated these salaries are extremely competitive with surrounding cities.

Tuition Reimbursement Program

Background

- The Tuition Reimbursement Program was discontinued in FY 2018-2019.
- Participation in the program dropped from over 200 participants in 2008 to less than 60 by 2018.
- Historically the program was heavily utilized by public safety employees.
- The Tuition Reimbursement Program is an attractive benefit:
  - It provides employees with the opportunity to increase their knowledge and skillset.
  - Prepares employees for promotional opportunities.
  - Makes the City of Norfolk a more attractive employer.

Recommendation

Proposed Tuition Reimbursement Program Reimbursement rates

<u>Degree Program</u>	<u>Per Credit Hour</u>	<u>Fiscal Year Max</u>
Associate's Degree	\$250	\$3,000
Bachelor's Degree	\$275	\$3,300
Master's Degree	\$350	\$4,200

- Reimbursement amount covers about 50 percent of the undergraduate cost per credit hour at ODU and NSU
- Highest tuition reimbursement rates offered among Hampton Road's cities
- Anticipated launch – Spring Semester 2022
- Additional Resources to Human Resources to administer program

## Annual Leave Buyback

### Recommendation

- Establish a minimum threshold of 200 hours of annual leave and a 75-hour buyback
- A total of 1,964 employees would be eligible to participate
- 732 (37 percent) of those employees would be public safety personnel
- Maximum \$3,500 per check
- This is a one-time offering

Dr. Filer stated going forward, we want to encourage a work-life balance and incentivize our employees to take meaningful leave. He added that COVID-19 has prevented many employees from being able to take leave.

## Public Safety Fleet

### Proposed Asset Life Cycle Replacement

#### Ambulances

- Replace three per year
- Annual Cost Estimate: \$1,080,000

#### Heavy Equipment

- Evaluate Leasing Opportunities, two per year
- Annual Cost Estimate: \$160,000 - \$200,000

#### Police Cruisers

- Replace 44 per year
- Annual Cost Estimate: \$1,760,000

#### Other Vehicles

- Replace based on points
- Annual Allocation: \$650,000

Dr. Filer stated that the proposal is to consider going to a lifecycle replacement plan, which is the industry standard as opposed to the current points system.

### Recommendation

- Integrate annual replacement cycle into Fleet budget development for sustainability
  - Annual replacement budget for public safety: \$3,650,000
  - FY 2022 equipment funding for public safety: \$2,494,728
- Fund difference between proposed asset life replacement cycle and FY 2022 Adopted Budget
  - 15 additional Police Cruisers - \$600,000
  - 2 additional Ambulances - \$720,000
- Replace 1 ladder truck: \$1,400,000 that is over 24 years old
  - Assess leasing opportunity in FY 2023 Budget Development
- Total year one public safety fleet replacement cost to be paid in FY 2022: \$2,720,000

Councilman Smigiel suggested more recruitment efforts by the Police Department are needed in our high schools. Since individuals are eligible for the Academy at age 21, he also suggested offering college tuition assistance if they pledge to go upon graduation.

Councilwoman Royster echoed Councilman Smigiel on recruitment efforts. She added our 9-1-1 operators are low staffed and just as important and they should be included.

Councilman Riddick expressed concern that Council has not recently met with the Norfolk School Board.

**CLOSED SESSION**

Motion for closed session was approved for purposes which are set out in **Clauses 3 and 7** subsection A of Section 2.2-3711 of the Virginia Freedom of Information Act:

(3) Discussion of the disposition of publicly held real property in the St. Paul's area where discussion in an open meeting would adversely affect the negotiating strategy of the public body.

(7) Consultation with legal counsel and a briefing by staff members where such briefing in an open meeting would adversely affect the negotiating posture of the public body.

Yes: Doyle, Johnson, McClellan, Riddick, Royster, Smigiel, Thomas and Alexander.

No: None.

**NORFOLK, VIRGINIA**  
**ACTION OF THE COUNCIL**  
**CITY COUNCIL MEETING**  
**TUESDAY, AUGUST 24, 2021 – 6:00 P.M.**

**MOMENT OF SILENCE**

Followed by the Pledge the Allegiance.

**ROLL CALL**

<b>Attendee Name</b>	<b>Title</b>	<b>Status</b>
Courtney R. Doyle	Councilmember - Ward 2	Present
Mamie B. Johnson	Councilmember - Ward 3	Remote/Telephonically
Andria P. McClellan	Councilmember - Superward 6	Present
Paul R. Riddick	Councilmember - Ward 4	Remote/Telephonically
Danica J. Royster	Councilmember - Superward 7	Present
Thomas R. Smigiel Jr.	Councilmember - Ward 5	Present
Martin A. Thomas Jr.	Vice Mayor	Present
Kenneth Cooper Alexander	Mayor	Present
Richard A. Bull	City Clerk	Present
Bernard Pishko	City Attorney	Present
Dr. Larry H. Filer II	City Manager	Present

**APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

**CLOSED SESSION RESOLUTION**

A Resolution certifying a closed meeting of the council of the City of Norfolk in accordance with the provisions of the Virginia Freedom of Information Act.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

**PUBLIC HEARING**

PH-1 Public Hearing scheduled this day pursuant to State Law, to hear comments Amend and Reordain the City's Operating Budget for Fiscal Year 2022 to add \$15,014,057 to the Budget, and to Amend and Reordain Section 1 of Ordinance No. 48,379 (Operating Budget Ordinance for Fiscal Year 2022) SO AS TO appropriate and authorize the expenditure of funds from the City's fund balance and reflect the budgetary impact of updated real estate tax and delinquent real estate tax revenue for the purpose of funding

An Ordinance To Amend And Reordain The City's **Operating Budget For Fiscal Year 2022** To Add \$15,014,057.00 To The Budget, And To Amend And Reordain Section 1 Of Ordinance No. 48,379 (Operating Budget Ordinance For Fiscal Year 2022) So As To Appropriate And Authorize The Expenditure Of Funds From The City's Fund Balance And Reflect The Budgetary Impact Of Updated Real Estate Tax And Delinquent Real Estate Tax Revenue For The Purpose Of Funding Various Additional Public Safety Compensation And City Employee Initiatives, And The St. Paul's Transformation. - **(Ordinance No. 48460)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

**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 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Nightclub Named "Legacy" on Property Located at **216 East Plume Street. - (Ordinance No. 48461)**

Lisa Murphy, Attorney for the Applicant, 440 Monticello Avenue, Suite 2200, was present to answer questions in this matter.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-2 An Ordinance Granting a Conditional Use Permit Authorizing the Sale of Alcoholic Beverages for Off-premises Consumption at an Establishment Named "Eleanor's Norfolk" on Property Located at **806 Baldwin Avenue. - (Ordinance No. 48462)**

Erin Dougherty, 2114 Cromwell Drive, was present to answer questions in this matter.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-3 An Ordinance Granting a Conditional Use Permit Authorizing the Sale of Alcoholic Beverages for Off-premises Consumption at an Establishment Named "Vino Culture" on Property Located at **130 Granby Street. - (Ordinance No. 48463)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander



C-4 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Restaurant Operating with Extended Hours Named “Blue Ribbon Brews & BBQ” on Property Located at **8305 Hampton Boulevard. - (Ordinance No. 48464)**

Matt McMurray, Applicant, was present to answer questions in this matter.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-5 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **9611 19th Bay Street. - (Ordinance No. 48465)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-6 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **9609 19th Bay Street. - (Ordinance No. 48466)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-7 An Ordinance Granting a Conditional Use Permit to Authorize Short-term Rental Units (Vacation Rental) on Property Located at **1121 Hillside Avenue. - (Ordinance No. 48467)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-8 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **1442 West Ocean View Avenue - (Ordinance No. 48468)**

Bryan Hall (on behalf of Cindy Hall, the applicant), 1442 W. Ocean View Avenue, was present to answer questions in this matter.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-9 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **2004 East Ocean View Avenue. - (Ordinance No. 48469)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-10 An Ordinance Granting East Bay Shore Investment Profit Sharing Plan Francis Simpkins TTE FBS 1 401K Plan FBO Francis B. Simpkins Jr. Permission to Encroach into the Rights-of-Way of Atterbury Street and Harper Street at **2834 Harper Street** with a Covered Porch, a Bay Window and a Fence. - **(Ordinance No. 48470)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-11 An Ordinance Granting SLNWC Office Company, LLC Permission to Encroach into the Rights-of-Way of Monticello Avenue and Charlotte Street at **440 Monticello Avenue** for the Purpose of Outdoor Dining and Approving the Terms and Conditions of the Encroachment Agreement. - **(Ordinance No. 48471)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-12 An Ordinance Accepting with Appreciation Gifts in Kind to the **City's Animal Care and Adoption Center from the Friends of the Norfolk Animal Care Center** and Authorizing the City Manager to Enter into an Appropriate Deed of Gift. - **(Ordinance No. 48472)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-13 An Ordinance Granting Athens, LLC Permission to Encroach into the Right-of-Way of Orapax Street at **1300 Redgate Avenue**, for the Purpose of Outdoor Dining and Approving the Terms and Conditions of the Encroachment Agreement.

<b>ACTION:</b>	<b>Continued Generally [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-14 An Ordinance Granting Berman Realty, LLC Permission to Encroach into the Right-of-Way at **1316 Colley Avenue**, for the Purpose of Outdoor Dining and Approving the Terms and Conditions of the Encroachment Agreement. - **(Ordinance No. 48473)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-15 An Ordinance directing the City Treasurer to issue a refund to **Beaufort, LLC** based upon the overpayment of its Business License Tax for the Tax Year 2021. - **(Ordinance No. 48474)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-16 An Ordinance directing the City Treasurer to issue a refund to **Bauer Real Estate, Inc.** based upon the overpayment of its Business Tangible Property Tax for the Tax Year 2020. - **(Ordinance No. 48475)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-17 An Ordinance to Amend and Reordain Sections 25-650, 651, 653 and 654 of the *Norfolk City Code, 1979*, SO AS TO add **One Left Turn Prohibited at Certain Intersections, One U-Turn Prohibited at Certain Intersections, One Yield Sign, and Fourteen Stop Intersections.** - **(Ordinance No. 48476)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- C-18 An Ordinance to Amend and Reordain Section 25-646 of the *Norfolk City Code, 1979*, **Reducing Speed Limits to less than 25 miles per hour but not less than 15 miles per hour SO AS TO Conform with State Code.** - **(Ordinance No. 48477)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

C-19 A Resolution Assuring the **Virginia Department of Transportation** of the City of Norfolk's Compliance with Section 24VAC30-151-720 of the Land Use Permit Regulations and Authorizing the City Manager or His Designee to Execute All Such Land Use Permit Applications and Related Documents on Behalf of the City of Norfolk. - **(Resolution No. 1835)**

**ACTION:** Adopted [Unanimous]  
**AYES:** Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

**REGULAR AGENDA**

R-1 A Resolution Directing the City Manager to **Propose an Amendment to General Orders** to Permit High Speed Pursuit of Stolen Vehicles. - **(Resolution No. 1836)**

**ACTION:** Adopted [Unanimous]  
**AYES:** Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-2 An Ordinance to Amend and Reordain the *Norfolk City Code, 1979*, SO AS TO Add One New Section Numbered 12-89.4.2, Relating to the Creation of a New Section Named Center Park North Extended Block E in **Forest Lawn Cemetery** with 495 New Graves. - **(Ordinance No. 48478)**

**ACTION:** Adopted [Unanimous]  
**AYES:** Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-3 An Ordinance Amending the FY2022 Annual Appropriations Ordinance (No. 48,379) SO AS TO Accept, Appropriate and Authorize the Expenditure of Donation Funds up to the sum of \$10,000.00 from The Gary Sinise Foundation for The Support of the **Norfolk Police Department's Officer Wellness, Critical Incident Stress Management Program and Peer Support Team. - (Ordinance No. 48479)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-4 An Ordinance Amending the FY2022 Annual Appropriations Ordinance (No. 48,379) SO AS TO Accept, Appropriate and Authorize the Expenditure of Donation Funds Up To The Sum Of \$10,000.00 From The Norfolk Police Foundation For The **Wrapping Of A 12-Passenger Van To Be Used By The Norfolk Police Department for Transportation For Youth Focused Community Engagement Programs. - (Ordinance No. 48480)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

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 \$582,814.00 From the Virginia Department of Behavioral Health and Development Services for The Norfolk Community Services Board to Provide **Permanent Supportive Housing for Thirty (30) Individuals With Serious Mental Illness. - (Ordinance No. 48481)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-6 An Ordinance Approving a License Agreement with Sentara Healthcare Regarding Artwork to be Placed at the Brock Cancer Center Located at **6251 E. Virginia Beach Boulevard. - (Ordinance No. 48482)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander
<b>ABSTAIN:</b>	Doyle

R-7 An Ordinance Accepting with Appreciation the Donation from Robert C. Goodman, Jr. To The City of **Two (2) Kenneth Harris and Marjorie Beale Water Color Paintings** Of Norfolk's Past Valued At In Excess Of \$5,000.00. - **(Ordinance No. 48483)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-8 An Ordinance Approving a **First Amendment to Cooperation Agreement** Between the City of Norfolk and the Norfolk Redevelopment and Housing Authority and Authorizing the City Manager to Execute the First Amendment to Cooperation Agreement on Behalf of the City of Norfolk. - **(Ordinance No. 48484)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-9 An Ordinance to Amend and Reordain Section 24-26 of the *Norfolk City Code, 1979*, so as to change the maximum number of **pawn shops** allowable in the City. - **(Ordinance No. 48485)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- R-10      The First Ordinance Amending and Reordaining the Fiscal Year 2022 Compensation Plan so as to add a new Section 22 concerning the **Police Officer Retention Bonus Program to its Regulations. - (Ordinance No. 48486)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- R-11      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.

Kelvin Hanson, 600 W. 35th Street, spoke in favor of this matter and asked the council not to grant a continuance.

Oscar Riley, 537 W. 35th Street, spoke in favor of this matter and his relationship with the Hanson Company that is presenting the project.

Latif Rashed, 604 35th Street, spoke in favor of this matter and commented that this project would quality and affordable apartments that would add to the Park Place Community.

Dr. Swiyah Fareed, 424 W. 35th Street, spoke in favor of this matter and stated the legacy of the Muslin Community should live on in this project for Park Place.

Hannibal Hasan, 537 W. 35th Street, spoke in favor of this matter and asked council to not deny the opportunity for affordable housing in Park Place.

Gregory Thomas, 602 W. 35th Street, Apt. 1104, spoke in favor of this matter and asked council not to postpone the vote on this project.

Isamel Saleem, 730 W. 35th Street, spoke in favor of this matter and stated that development supports revitalization. Asked council not to postpone the vote on this project.



Columbus Grant, III, 7652 Glen Eagle Road, spoke in favor of this matter and asked that the vote not be postponed.

Beverly McDonald, Owner Croaker Spot, 600 W. 35th Street, spoke in favor of this matter and asked council not to postpone the vote of this project.

<b>ACTION:</b>	<b>Continued to September 14, 2021 [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

R-12 An Ordinance **Granting K and B Concepts LLC D/B/A Hell's Kitchen** Permission to Encroach onto City Property Located at 111 and 123 Granby Street with Vinyl Wrappings. - **(Ordinance No. 48487)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Alexander
<b>ABSTAIN:</b>	Thomas

### **NEW BUSINESS**

1. Matthew Crowe, 801 Granby Street, spoke regarding residents' concerns on crime and violence at the NEON District. Commented that people are selling their homes and looking to move because of the recent unruly events.
2. Roy L. Perry-Bey, United Front for Justice, P.O. Box 1772, Hampton, requested to rename the intersection of Brambleton Avenue and Campostella Avenue to Martin Luther King Jr. Avenue. He also asked to Maury or Ruffner be renamed to Evelyn Butts Avenue.
3. Michael J. Muhammad, 1216 Curie Court, commented that development projects throughout the city, i.e., Poplar Halls and Military Circle Corridor, are not being discussed with the Community.

4. Thomas Morrisette, 888 Magazine Lane, spoke on the increase in crime and noise in the NEON District. Expressed concern the residents are living in fear for their lives.
5. Barrett Hicks, 4853 Kennabeck Avenue, commented that the young folks in Oakleaf Forest and Diggs Town need council's support. Requested that the Recreation Center be open, so youth have somewhere to go. He feels like the gun violence will stop if this happens.
6. Rick Dessi, President of North Camellia Acres Civic League, 8152 Walters Drive, spoke regarding the litter and illegal signs throughout the city. Commented that their needs to be solutions to these things and council should take a progressive approach.
7. Amina Matheny-Willard, 999 Waterside Drive, Suite 2525, commented on policy accountability and that police officers are still on the force, that have been violent. She also stated that there needs to be transparency and requested a Town Hall Meeting to answer questions regarding how the Superward 7 seat was filled. She would like to know about the Turners Market Grant.
8. Edna Christine Riddick, 5500 Sandpiper Lane, commented on the proposed Breeden Company Development in Poplar Halls, stating the neighborhood was opposed to it because there would be more traffic concerns, and crime if the project moves forward.
9. Bob Rawls, 701 Brian Hill Road, spoke in support of the Breeden Company Development in Poplar Halls. He stated that the new single-family homes would serve as a buffer. He supports the project that will include a pool and fitness center.
10. Mary Simpson-Jones, 4505 Paulin Court, thanked council for the beautiful event for Mrs. Butts. Stated there are only 4 transfer stations in Norfolk and only one has a shelter - suggesting that all should have shelters.

## **ADJOURNMENT**