

NORFOLK, VIRGINIA
AMENDED ACTION OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, MARCH 8, 2022 – 7:00 P.M.

MOMENT OF SILENCE

Followed by the Pledge the Allegiance.

ROLL CALL

Attendee Name	Title	Status	
Courtney R. Doyle	Councilmember - Ward 2	Present	
Mamie B. Johnson	Councilmember - Ward 3	Remote	
Andria P. McClellan	Councilmember - Superward 6	Present	
Paul R. Riddick	Councilmember - Ward 4	Present	
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	
Bernard Pishko	City Attorney	Present	
Richard A. Bull	City Clerk	Present	
Dr. Larry H. Filer II	City Manager	Present	

RESOLUTION

A Resolution approving the participation through electronic communications by Councilwoman Mamie B. Johnson in the Norfolk City Council meeting on March 8, 2022.

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

APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting.

ACTION:	Adopted [Unanimous]
AYES:	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.

ACTION:	Adopted [Unanimous]
AYES:	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 regarding changes to some **Ward and Superward boundaries** and composition resulting from the population data of the 2020 census.

Ron Fritch, 7653 Manassas Court, spoke in opposition to this matter as presented.

City Council agreed that the proposed move of the Azalea Gardens Precinct from Ward 5 to Ward 4 and Superward 6 to Superward 7 should be removed from consideration.

Public comments will continue on March 22, 2022.

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.

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

- C-1 An Ordinance directing the City Treasurer to issue a refund to **Piedmont Hawthorne Aviation, L.L.C.**, based upon the overpayment of its Business License Tax for the Tax Year 2021. - **(Ordinance No. 48688)**

- C-2 An Ordinance directing the City Treasurer to issue a refund to **CACI Technologies, LLC** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, and 2016. - **(Ordinance No. 48689)**

- C-3 An Ordinance directing the City Treasurer to issue a refund to **CACI-ISS, LLC** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, 2016, and 2017. - **(Ordinance No. 48690)**

- C-4 An Ordinance directing the City Treasurer to issue a refund to **CACI Enterprise Solutions, LLC** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, 2016, and 2017. - **(Ordinance No. 48691)**

- C-5 An Ordinance directing the City Treasurer to issue a refund to **CACI Dynamic Systems, LLC** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, and 2016. - **(Ordinance No. 48692)**

- C-6 An Ordinance directing the City Treasurer to issue a refund to **CACI-Athena, LLC** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, and 2016. - **(Ordinance No. 48693)**

- C-7 An Ordinance directing the City Treasurer to issue a refund to **CACI, Inc. - Federal** based upon the overpayment of its Business License Tax for the Tax Years 2013, 2014, 2015, 2016, and 2017. - **(Ordinance No. 48694)**

- C-8 Norfolk NATO Festival has requested use of the **Mace and Police Honor Guard** for the 69th Anniversary of the Norfolk NATO Festival Flag Raising Ceremony on April 28, 2022 at 5:00 p.m. and for the Parade of Nations on April 30, 2022 at 10:00 a.m. – **(Received and Filed)**

- C-9 An Ordinance Approving a **Performance Agreement** by and Among SLNWC Office Company, L.L.C., the City of Norfolk, Virginia Arts Festival, Inc., and Project Bandalooop, Permitting Project Bandalooop's Use of the Building Located at **440 Monticello Avenue** in the City of Norfolk, Virginia for its Vertical Dance Performance as Part of the Virginia Arts Festival, and Authorizing the City Manager to Execute the Performance Agreement on Behalf of the City of Norfolk. - **(Ordinance No. 48695)**

REGULAR AGENDA

- R-1 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at **9627 14th Bay Street.** - **(Ordinance No. 48696)**

Todd Miller, 3429 W. Cary Street, Richmond, spoke in favor of this matter.

ACTION:	Adopted [7 to 1]
AYES:	Doyle, Johnson, McClellan, Royster, Smigiel Jr., Thomas Jr., Alexander
NAYS:	Riddick

- R-2 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at **9608 15th Bay Street.** - **(Ordinance No. 48697)**

Todd Miller, 3429 W. Cary Street, Richmond, spoke in favor of this matter.

ACTION:	Adopted [7 to 1]
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AYES:	Doyle, Johnson, McClellan, Royster, Smigiel Jr., Thomas Jr., Alexander
NAYS:	Riddick

R-3 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Nightclub Named “California Burrito” and “The Back Social Club” on Property Located at **319 Granby Street**.

Robyn Thomas, 741 Graydon, architect, spoke in favor of this matter.

Miguel Roldan, 500 Botetourt Court, applicant, spoke in favor of this matter.

Vincent Hodges, 622 Raleigh Avenue and Wayne Pehrson, spoke in favor of this matter.

Mary Miller from the Downtown Norfolk Council was present in opposition to this matter but did not wish to speak.

ACTION:	Lost [1 to 7]
AYES:	Riddick
NAYS:	Doyle, Johnson, McClellan, Royster, Smigiel Jr., Thomas Jr., Alexander

R-4 An Ordinance Accepting with Appreciation the Donation of Several Directional **Civil War Trail Marker Signs** to be Installed in Elmwood and West Point Cemeteries. - **(Ordinance No. 48698)**

ACTION:	Adopted [7 to 1]
AYES:	Doyle, Johnson, McClellan, Royster, Smigiel Jr., Thomas Jr., Alexander
NAYS:	Riddick

- R-5 An Ordinance Authorizing the Amendment of the Cable Television Franchise Between the City and **Cox Communications Hampton Roads, LLC** And Authorizing the City Manager to Execute the Amendment to the **Franchise Agreement** on Behalf of the City. - **(Ordinance No. 48699)**

Barrett Stork, representative of Cox Communications, was present to answer questions in this matter.

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

- R-6 An Ordinance Amending Article IV of Chapter 2 Of the *Norfolk City Code* SO AS TO create a **Citizen Review Board**.

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

- R-7 An Ordinance Amending and Reordaining Ordinance No. 48,599 SO AS TO **Amend Exhibits A and B** Attached to the Ordinance. - **(Ordinance No. 48700)**

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

- R-8 A Resolution Suspending **Norfolk's Sister City Relationship with Kaliningrad**. - **(Resolution No. 1857)**

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

NEW BUSINESS

Vincent Hodges, 622 Raliegh Avenue spoke about the infrastructure money the city will receive and asked that a grocery store be considered for the underserved communities.

Pastor Calvin A. Durham, 3232 Brest Avenue, commented on the Lindenwood Elementary School being rebuilt.

Gerald McLamore, 525 Frederick Street, commented on the lack of underground railroad markers throughout the city.

Alton Robinson, 5116 East Princess Anne Road, stated that he thought there was a moratorium on the purchase of gem lots in the city.

Robert Bracknell, 718 Connecticut Avenue commented on the Citizen Review Board Ordinance.

Monet Johnson, 3505 Argonne Avenue, spoke about the amount of money NRHA was charging her for a FOIA request.

Vincent LaSalle, 4132 Reservoir Avenue commented on the discussion the council was having on the personal property tax rate.

Sharon Houston, 1955 Gray Falcon Avenue spoke regarding Mr. Riddick's announcement to retire after 30 years and thanked him for his work with the community.

Mary Simpson Jones, 7505 Paulin Court, commented that the Evelyn Butts art in her community should be removed and redone and about council representative.

ADJOURNMENT