

NORFOLK, VIRGINIA
ACTION OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, APRIL 13, 2021 – 6:00 P.M.

ANNOUNCEMENT

This meeting of the Norfolk City Council is being held by electronic communication means pursuant to Item 4-0.01 in House Bill 30 (Chapter 1289) of the 2020 Session.

The Governor of the Commonwealth of Virginia has declared a State of Emergency due to the public health danger of the novel coronavirus COVID-19 pandemic, which constitutes a disaster and emergency under Virginia Code Section 44-146.16.

The COVID-19 pandemic makes it impracticable or unsafe for the City Council to assemble in a single location.

The purpose of this meeting is to discuss or transact the business statutorily required or necessary to continue operations of this public body and the discharge of its lawful purposes, duties, and responsibilities.

This meeting will be conducted by the following electronic communication means: telephonically and electronically through WebEx. The public may participate by providing their comments in email to the Clerk's Office in advance of the hearing or by WebEx phone or video.

MOMENT OF SILENCE

Followed by the Pledge the Allegiance.

ROLL CALL

Attendee Name	Title	Status	
Courtney R. Doyle	Councilmember - Ward 2	Remote/Electronically	
Mamie B. Johnson	Councilmember - Ward 3	Remote/Electronically	
Andria P. McClellan	Councilmember - Superward 6	Remote/Electronically	
Paul R. Riddick	Councilmember - Ward 4	Remote/Telephonically	
Danica J. Royster	Councilmember - Superward 7	Remote/Electronically	
Thomas R. Smigiel Jr.	Councilmember - Ward 5	Remote/Electronically	
Martin A. Thomas Jr.	Vice Mayor	Present	
Kenneth Cooper Alexander	Mayor	Remote/Electronically	

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

APPROVAL OF MINUTES

Approve the minutes of the March 23 and March 30, 2021 previous City Council meetings.

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

PUBLIC HEARINGS

PH-1 PUBLIC HEARING scheduled this day pursuant to State Law, Vacating and Releasing to Sentara Health System a Utility Easement Crossing Parcel SH as Shown on the Plat Entitled "Resubdivision Plat of Property of **Sentara Healthcare and Sentara Hospitals**, Norfolk Virginia".

An Ordinance Vacating and Releasing to Sentara Health System a Utility Easement Crossing Parcel SH as Shown on the Plat Entitled "Resubdivision Plat of Property of **Sentara Healthcare and Sentara Hospitals**, Norfolk Virginia." - **(Ordinance No. 48338)**

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

PH-2 PUBLIC HEARING scheduled this day pursuant to State Law, Approving an Amendment to Lease Agreement Between the City of Norfolk and Urban League of Hampton Roads, Inc. for Space Located Within the Berkeley Neighborhood Services Center at **925 S. Main Street**.

An Ordinance Approving an Amendment to Lease Agreement Between the City of Norfolk and Urban League of Hampton Roads, Inc. for Space Located Within the Berkeley Neighborhood Services Center at **925 S. Main Street**. - **(Ordinance No. 48339)**

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

PH-3 PUBLIC HEARING scheduled this day pursuant to State Law, Approving a Lease Agreement with Urban League of Hampton Roads, Inc., for the Lease of Suite 500 Within the Property Located at **7300 Newport Avenue**.

An Ordinance Approving a Lease Agreement with Urban League of Hampton Roads, Inc., for the Lease of Suite 500 Within the Property Located at **7300 Newport Avenue**. - **(Ordinance No. 48340)**

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

PH-4 PUBLIC HEARING scheduled this day pursuant to State Law, Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **S S W. 31st Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition.

An Ordinance Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **S S W. 31st Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition. - **(Ordinance No. 48341)**

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

PH-5 PUBLIC HEARING scheduled this day pursuant to State Law, Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **N S 26th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition.

An Ordinance Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **N S 26th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition. - **(Ordinance No. 48342)**

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

PH-6 PUBLIC HEARING scheduled this day pursuant to State Law, Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **868 37th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition.

An Ordinance Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **868 37th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition. - **(Ordinance No. 48343)**

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

PH-7 PUBLIC HEARING scheduled this day pursuant to State Law, Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **620 W. 27th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition.

An Ordinance Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **620 W. 27th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition. - **(Ordinance No. 48344)**

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

PH-8 PUBLIC HEARING scheduled this day pursuant to State Law, Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **523 W. 26th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition.

An Ordinance Authorizing the Conveyance to Balance Builders, Inc., of that Certain Parcel of Property Located at **523 W. 26th Street** in Accordance with the Terms and Conditions of the Purchase & Sale Agreement and Authorizing the Release of the City's Right of Reverter Upon Satisfaction of a Certain Condition. - **(Ordinance No. 48345)**

ACTION:	Adopted [Unanimous]
AYES:	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.

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

C-1 An Ordinance Granting A Conditional Use Permit to Authorize Multi-Family Dwelling Units on Properties Located at **1298, 1300, and 1302 East Indian River Road, at 903, 1005, 1015, 1017, 1021, 1023, 1025, and 1041 Wilson Road**, and on Unaddressed Parcels Located on the North Side of East Indian River Road, on the West Side of Wilson Road North, and on the South Side of Francis Street. - **(Ordinance No. 48346)**

C-2 An Ordinance Granting a Conditional Use Permit to Permit the Expansion of a Nonconforming Use on Property Located at **2131 Wheeling Avenue**. - **(Ordinance No. 48347)**

C-3 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of an Establishment Conducting Automobile Sales and Major Automobile Repair and Maintenance named "Direct Motorsport" on Property Located at **5870 Poplar Hall Drive**. - **(Ordinance No. 48348)**

Emmanuel Drivas, applicant, 5870 Poplar Hall Drive, was available to answer questions in this matter.

C-4 An Ordinance Granting a Conditional Use Permit to Authorize a Gas Station Operating Under the Name "Wal-mart" on Property Located at **7530 Tidewater Drive, Suite 1**. - **(Ordinance No. 48349)**

Sara Gallien, 3601 Timber Ridge Drive, Springdale, AK, applicant, was available to answer questions in this matter.

- C-5 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at **639 West Ocean View Avenue. - (Ordinance No. 48350)**

- C-6 An Ordinance to Amend and Reordain Section 2-41 of the *Norfolk City Code, 1979*, so as to change the Reference to a Semimonthly Pay Period to a Bi-Weekly Pay Period. - **(Ordinance No. 48351)**

- C-7 An Ordinance to Amend and Reordain Sections 25-646, 25-649, 25-654 and 25-660 of the *Norfolk City Code, 1979*, so as to Reduce Two Speed Limits, Add Twelve Intersections at which Right Turn on Red Prohibited, Four Stop Intersections and One Automatic Traffic Signal. - **(Ordinance No. 48352)**

REGULAR AGENDA

- R-1 A Resolution in Support of an Application by Norfolk Terminal, LP to Participate in the Rail Industrial Access Program for the Receipt of Funds from the Commonwealth Department of Rail and Public Transportation. - **(Resolution No. 1825)**

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

- R-2 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Nightclub Named “Origami Asian Bistro” on Property Located at **5957 East Virginia Beach Boulevard, Suite 18.**

ACTION:	LOST [0 to 8]
NAYS:	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr., Thomas Jr., Alexander

- R-3 An Ordinance Granting a Conditional Use Permit Authorizing the Construction and Operation of a Billboard on Two Unaddressed Parcels Located on the North Side of an Unimproved Portion of **Mississippi Avenue. - (Ordinance No. 48353)**

ACTION:	Adopted [6 to 2]
AYES:	Doyle, Johnson, McClellan, Riddick, Royster, Smigiel Jr.
NAYS:	Martin A. Thomas Jr., Kenneth Cooper Alexander

- R-4 An Ordinance Authorizing the Acquisition of a Certain Parcel of Property Located at **1202 Rockbridge Avenue** for the Construction of a Wastewater Pump Station for the Sum of \$443,000.00 and Authorizing the Expenditure of a Sum of Up to \$453,000.00 from Funds Heretofore Appropriated for Acquisition of the Property and All Related Transactional Costs. - **(Ordinance No. 48354)**

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

ADJOURNMENT