

NORFOLK, VIRGINIA
ACTION OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, MAY 12, 2020 – 7:00 P.M.

ANNOUNCEMENT

This meeting was held as an electronic meeting due to the emergency and disaster represented by the spread of COVID-19, pursuant to and in compliance with Norfolk City Ordinance 47,967. 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.

Attendee Name	Title	Status
Courtney R. Doyle	Councilmember - Ward 2	Remote/Electronically
Angelia W. Graves	Councilmember - Superward 7	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
Thomas R. Smigiel Jr.	Councilmember - Ward 5	Remote/Electronically
Martin A. Thomas Jr.	Vice Mayor	Remote/Electronically
Kenneth Cooper Alexander	Mayor	Present

APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting

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

PUBLIC HEARINGS

PH-1 **PUBLIC HEARING** scheduled this day pursuant to State Law, to hear comments authorizing the granting of an Easement to **Norfolk Redevelopment and Housing Authority** for an electric lines conduit and approving the terms of the Deed of Easement.

An Ordinance Authorizing the Granting of an Easement to **Norfolk Redevelopment and Housing Authority** for an Electric Lines Conduit and Approving the Terms of the Deeds of Easement - **(Ordinance No. 47979)**

ACTION:	Adopted
AYES:	Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

PH-2 **PUBLIC HEARING** scheduled this day pursuant to State Law, to hear comments authorizing the Conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **2606 Barre 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 certain conditions.

An Ordinance authorizing the conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **2606 Barre 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 certain conditions. - **(Ordinance No. 47980)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-3 **PUBLIC HEARING** scheduled this day pursuant to State Law, to hear comments authorizing the Conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **2604 Barre 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 certain conditions.

An Ordinance authorizing the conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **2604 Barre 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 certain conditions. - **(Ordinance No. 47981)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-4 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **1008 Baltimore 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 certain conditions.

An Ordinance authorizing the conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **1008 Baltimore 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 certain conditions. - **(Ordinance No. 47982)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-5 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **3138 Kansas Avenue** in accordance with the terms and conditions of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to Quality Holdings II, LLC of that certain parcel of property located at 3138 Kansas Avenue in accordance with the terms and conditions of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions.

ACTION:	Continued to May 26, 2020
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-6 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **713 Forbes Street** in accordance with the terms and condition of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to **Quality Holdings II, LLC** of that certain parcel of property located at **713 Forbes Street** in accordance with the terms and condition of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions. - **(Ordinance No. 47983)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-7 **PUBLIC HEARING** scheduled pursuant to State Law to hear comments authorizing the Conveyance to **DT Builders, LLC** of that certain parcel of property located at **890 Johnson Avenue** in accordance with the terms and conditions of the Purchase and Sale Agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to **DT Builders, LLC** of that certain parcel of property located at **890 Johnson Avenue** in accordance with the terms and conditions of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions. - **(Ordinance No. 47984)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-8 **PUBLIC HEARING** scheduled pursuant to State Law to hear comments authorizing the Conveyance to **DT Builders, LLC** of that certain parcel of property located at **888 Johnson Avenue** in accordance with the terms and conditions of the Purchase and Sale Agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to **DT Builders, LLC** of that certain parcel of property located at **888 Johnson Avenue** in accordance with the terms and conditions of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions. - **(Ordinance No. 47985)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-9 PUBLIC HEARING scheduled pursuant to State Law to hear comments authorizing the Conveyance to **DT Builders, LLC** of that certain parcel of property located at **886 Johnson Avenue** in accordance with the terms and conditions of the Purchase and Sale Agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to **DT Builders, LLC** of that certain parcel of property located at **886 Johnson Avenue** in accordance with the terms and conditions of the purchase & sale agreement; and authorizing the release of the City's right of reverter upon certain conditions. - **(Ordinance No. 47986)**

ACTION:	Adopted
AYES:	Doyle, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander
ABSTAIN:	Angelia W. Graves

PH-10 PUBLIC HEARING scheduled pursuant to State Law to hear comments authorizing the Conveyance to **Fresh Radio, LLC** of that certain parcel of property located at **1516 O'Keefe Street** in accordance with the terms and conditions of the Purchase and Sale Agreement; and authorizing the release of the City's right of reverter upon certain conditions.

An Ordinance authorizing the conveyance to **Fresh Radio, LLC** of that certain parcel of property located at **1516 O'Keefe 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 certain conditions. - **(Ordinance No. 47987)**

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

PH-11 **PUBLIC HEARING** scheduled this day pursuant to State Law to grant an Easement to Virginia Electric and Power Company over and under a certain portion of **2915 Westminster Avenue** in the City of Norfolk and authorizing the City Manager to execute the Right of Way Agreement on behalf of the City of Norfolk.

An Ordinance granting an Easement to Virginia Electric and Power Company over and under a certain portion of **2915 Westminster Avenue** in the city of Norfolk and authorizing the city manager to execute the right of way agreement on behalf of the city of Norfolk - **(Ordinance No. 47988)**

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

C-1 An Ordinance Permitting Norfolk Redevelopment and Housing Authority to Encroach into the Right of Way of **Kimball Terrace with an Electric Lines Conduit - (Ordinance No. 47989)**

- C-2 An Ordinance granting **Norfolk Housing, LLC** permission to encroach into the right-of-way of **39th Street** between **Hampton Boulevard and Killam Avenue** with an elevated walkway and approving the terms and conditions of the encroachment agreement. - **(Ordinance No. 47990)**

- C-3 An Ordinance granting **Little Dog Diner, LLC** permission to encroach into the right-of-way at **1917 Colley Avenue** for the purpose of outdoor dining and approving the terms and conditions of the encroachment agreement. - **(Ordinance No. 47991)**

- C-4 An Ordinance authorizing the City to enter into a License Agreement with the Department of Commerce - National Oceanic and Atmospheric Administration to allow the City to encroach into federal property at **538 Front Street**. - **(Ordinance No. 47992)**

- C-5 An Ordinance to Schedule a **City Council Meeting** on Tuesday, May 26, 2020 at 6:00 P.M. - **(Ordinance No. 47993)**

REGULAR AGENDA

- R-1 An Ordinance amending and restating the City's **ICMA Retirement Corporation Deferred Compensation Plan and Trust** under Section 26 U.S.C. 457 of the Federal Code. - **(Ordinance No. 47994)**

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

- R-2 An Ordinance to extend **Public Vehicle Operator's Licenses** issued pursuant to *Norfolk City Code Section 34.1-44* in response to the State of Emergency Declaration. - **(Ordinance No. 47995)**

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

- R-3 An Ordinance Amending the FY2020 Annual Appropriations Ordinance (No. 47,636) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$305,477.79 from The **Virginia Department of Behavioral Health and Developmental Services** through the Health Planning Region V for the Norfolk Community Services Board to Meet On-going Needs to Provide Crisis Stabilization Services. - **(Ordinance No. 47996)**

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

- R-4 An Ordinance Amending the FY2020 Annual Appropriations Ordinance (No. 47,636) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$112,532.07 from the **U.S. Department of Energy For the Southeast Energy Efficiency Fund**, Administered by the Southeastern Energy Efficiency Alliance for the Development of a City Energy Consumption Baseline Assessment and Energy Efficiency Roadmap for City Facilities and Operations. - **(Ordinance No. 47997)**

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

- R-5 An Ordinance approving a Lease Agreement between **REVA Norfolk, LLC**, as Landlord, and the City of Norfolk, as Tenant, for the lease of space within certain property located at **5505 Robin Hood Road** for use as an office space. - **(Ordinance No. 47998)**

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

ADJOURNMENT