

NORFOLK, VIRGINIA
ACTION OF THE COUNCIL
CITY COUNCIL MEETING

TUESDAY, SEPTEMBER 1, 2020 – 6:00 P.M.

ANNOUNCEMENT

This meeting will be 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 48,061. 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	Remote/Electronically	Remote/Electronically
Mamie B. Johnson	Remote/Electronically	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, authorizing the Conveyance to **Fresh Radio, LLC** of that certain parcel of property located at **758 Lexington 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 **Fresh Radio, LLC** of that Certain Parcel of Property Located at **758 Lexington 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. 48121)**

ACTION:	Adopted [Unanimous]
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 **Sandra L. Miller** of that certain parcel of property located at **N S Burrage Road** 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 satisfaction of a certain condition.

An Ordinance Authorizing the Conveyance to **Sandra L. Miller** of that Certain Parcel of Property Located at **N S Burrage Road** 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. 48122)**

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

PH-3 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **Avery Marsh** of that certain parcel of property located at **747 A 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 satisfaction of a certain condition.

An Ordinance Authorizing the Conveyance to **Avery Marsh** of that Certain Parcel of Property Located at **747 A 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 Satisfaction of a Certain Condition. - **(Ordinance No. 48123)**

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

PH-4 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **EFH, LLC** of that certain parcel of property located at **1509 Vine 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 satisfaction of a certain condition.

An Ordinance Authorizing the Conveyance to **EFH, LLC** of that Certain Parcel of Property Located at **1509 Vine 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. 48124)**

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

PH-5

PUBLIC HEARING scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to **DT Builders, LLC** of that certain parcel of property located at **973 Washington 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 satisfaction of a certain condition.

An Ordinance Authorizing the Conveyance to **DT Builders, LLC** of that Certain Parcel of Property Located at **973 Washington 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 Satisfaction of a Certain Condition. - **(Ordinance No. 48125)**

ACTION:	Adopted [Unanimous]
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 **DT Builders, LLC** of that certain parcel of property located at **975 Washington 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 satisfaction of a certain condition.

An Ordinance Authorizing the Conveyance to **DT Builders, LLC** of that Certain Parcel of Property Located at **975 Washington 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 Satisfaction of a Certain Condition. - **(Ordinance No. 48126)**

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

PH-7 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments The City's issuance of up to \$14,000,000 in **Storm Water System Revenue Bonds** (the "Storm Water Revenue Bonds") to finance, with respect to the City's storm water system, certain costs of acquiring, constructing and equipping capital improvements for which bond proceeds have been appropriated pursuant to the City's Capital Improvement Plan.

An Ordinance Authorizing the Issuance and Sale by the City of Norfolk, Virginia, **Storm Water Revenue Bonds for Storm Water Improvements - (Ordinance No. 48127)**

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

PH-8 **PUBLIC HEARING** scheduled this day pursuant to State Law to hear comments on The City's issuance of up to \$12,000,000 in **Wastewater System Revenue Bonds** to finance, with respect to the City's wastewater system, certain costs of acquiring, constructing and equipping capital improvements for which bond proceeds have been appropriated pursuant to the City's Capital Improvement Plan.

An Ordinance Authorizing the Issuance and Sale of **Wastewater System Revenue Bonds** by the City of Norfolk, Virginia - **(Ordinance No. 48128)**

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

PH-9 PUBLIC HEARING scheduled this day pursuant to State Law to hear comments The City's issuance of up to \$500,000 **in Storm Water System Revenue Bonds** (the "Brownfield Loan") to finance certain costs of acquiring, constructing and equipping capital improvements for brownfield remediation projects which bond proceeds have been appropriated pursuant to the City's Capital Improvement Plan.

An Ordinance Authorizing the Issuance and Sale of **Storm Water System Revenue Bonds** by the City of Norfolk, Virginia - **(Ordinance No. 48129)**

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

PH-10 PUBLIC HEARING scheduled this day pursuant to State Law to hear comments to amend and reordain Section 14.1-139 of the *Norfolk City Code, 1979*, SO AS TO add voter satellite offices at the following locations: **Berkley Community Center, Lambert's Point Community Center, Mary D. Pretlow Anchor Branch Library and Jordan-Newby Anchor Branch Library.**

An Ordinance to Amend and Reordain Section 14.1-139 of the *Norfolk City Code, 1979*, SO AS TO Add Voter Satellite Offices. - **(Ordinance No. 48130)**

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 to Amend and Reordain Section 25-646 of the *Norfolk City Code, 1979*, SO AS TO Add **Twelve New Speed Limits** at Various Locations. - **(Ordinance No. 48131)**

C-2 An Ordinance to Amend and Reordain the Title and Body of Ordinance No. 48,055 Entitled "An Ordinance Authorizing the Acquisition of Certain Parcels of Property Located at **3020 E. Princess Anne Road, 3026 E. Princess Anne Road and 2122 Vincent Avenue** for the Sum of \$795,500.00; Approving the Terms and Conditions of the Purchase and Sale Agreement; and Authorizing the Expenditure of a Sum of Up to \$885,000.00 From Funds Heretofore Appropriated For Acquisition of the Properties, All Related Transactional Costs and Demolition." SO AS TO **Correct the Address Reference of 2122 Vincent Avenue to the Correct Address of 2112 Vincent Avenue.** - **(Ordinance No. 48132)**

REGULAR AGENDA

R-1 An ordinance authorizing the acquisition of certain parcels of property located at **9200, 9204, 9206 and 9208 Marlow Avenue** for the support and protection of wetlands within a Chesapeake Bay Preservation Area and for the creation of a public greenspace, for the sum of \$29,000.00; approving the terms and conditions of the purchase and sale agreement; and authorizing the expenditure of a sum of Up to \$35,000.00 from funds heretofore appropriated for acquisition of the properties and all related transactional costs. - **(Ordinance No. 48133)**

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

R-2 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$133,533.00 from the Virginia Department of Elections as Authorized by the **Coronavirus Aid, Relief, and Economic Security (CARES) Act to Cover Additional Costs Associated with the National Coronavirus Emergency in Preparation for the November 3, 2020 General Election (Presidential). - (Ordinance No. 48134)**

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

R-3 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$21,178,304.00 from the Commonwealth of Virginia Department of Accounts as Authorized by the **Coronavirus Aid, Relief, and Economic Security (CARES) Act for Coronavirus Relief Funds. - (Ordinance No. 48135)**

Jennifer Webb, 1407 27th Street; Marc Johnson, 4836 Beamon Road and Velma Owens, 5320 Piney Branch Court, spoke regarding safety concerns for front line workers and hazard pay in connection with the CARES Act for Coronavirus Relief Funds.

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 \$65,182.00 from the Virginia Department of Behavioral Health and Developmental Services for the **Norfolk Community Services Board to Address Unmet Program Needs for Permanent Supportive Housing for Adults with Serious Mental Illness. - (Ordinance No. 48136)**

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

- R-5 An Ordinance Amending the FY2020 Annual Appropriations Ordinance (No. 47,636) SO AS TO Accept, Appropriate and Authorize the Expenditure of Additional Grant Funds up to the sum of \$78,795.00 from the Department of Behavioral Health and Developmental Services for the **Infant and Toddler Connection Program. - (Ordinance No. 48137)**

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

- R-6 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$50,000.00 from the Virginia Department of Behavioral Health and Developmental Services Through the Health Planning Region V **for the Norfolk Community Services Board for COVID-19 Expenses. - (Ordinance No. 48138)**

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

- R-7 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$48,333.00 from the Virginia Department of Behavioral Health and Developmental Services for the Norfolk Community Services Board to **Implement the Strategic Prevention Framework to Prevent Prescription Drug Abuse and Heroin Overdoses in Youths and Young Adults. - (Ordinance No. 48139)**

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

- R-8 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$305,478.00 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. 48140)**

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

- R-9 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$12,500.00 from the Virginia Department of Behavioral Health and Developmental Services Through the Health Planning Region V **for the Norfolk Community Services Board to Provide Clinical Supervision to Community Services Board Staff. - (Ordinance No. 48141)**

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

- R-10 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$22,333.00 from the Virginia Association of Chiefs of Police for the U.S. Department of Justice's FY2018 Project Safe Neighborhoods Grant To Purchase **Police Overtime and Purchases to Target Illegal Firearms Trafficking. - (Ordinance No. 48142)**

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

- R-11 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 \$16,500.00 From Virginia Department of Health For the Boating Infrastructure Grant, and Previously-Appropriated funds in the Amount of \$5,500.00, **for the Purchase of No Wake Buoys to be Installed in the Elizabeth River Near The Waterside District. - (Ordinance No. 48143)**

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

- R-12 An Ordinance to Amend and Reordain Section 1 of Ordinance No. 48,001 SO AS TO Appropriate and Authorize the Expenditure of Funds in the Additional Amount of \$12,794,821.00 from the **Coronavirus Aid, Relief and Economic Security (CARES) Act 2020 for Norfolk Public Schools. - (Ordinance No. 48144)**

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

- R-13 An Ordinance to Schedule a City Council Work Session at 4:30 P.M. Followed by a Regular Meeting of the **City Council at 6:00 P.M. on Tuesday, October 13, 2020. - (Ordinance No. 48145)**

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

- R-14 A Resolution appointing 3 members to the **Hampton Roads Planning District Commission** for a certain term. - **(Resolution No. 1803)**

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

ADJOURNMENT