

NORFOLK, VIRGINIA
ACTION OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, OCTOBER 12, 2021 – 6:00 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	Present	
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	
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.

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

INVITATION FOR BIDS

IB-1 Invitation to Bid scheduled this day pursuant to State Law, for a Long Term Garage Parking Agreement, with a term of ten (10) years with the option to extend the term for one (1) additional period of ten (10) years, for the lease of parking in the Town Point Garage located at 110 W. Main Street, in the Boush Street Garage located at 112 W. City Hall Avenue, and in the West Plume Street Garage located at 135 W. Plume Street in the City of Norfolk, Virginia.

A Bid from WTC Financial Associates, LLC and 435 East WTC, LLC was submitted for review by City staff.

ACTION:	Continued to October 26, 2021 [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, to hear comments Approving a Garage Parking Agreement between the City of Norfolk and WTC Financial Associates, LLC, for the Lease of 600 Parking Spaces in the Town Point Garage at 110 W. Main St, 100 Parking Spaces in the Boush Street Garage at 112 W. City Hall Ave, and 50 Parking Spaces in the West Plume St. Garage at 135 W. Plume St in the City of Norfolk, VA, and Authorizing the City Manager to enter into the Garage Parking Agreement.

An Ordinance Approving a Garage Parking Agreement Between the City of Norfolk and WTC Financial Associates, LLC, for the Lease of 600 Parking Spaces in the Town Point Garage Located at 110 W. Main Street, 100 Parking Spaces in the Boush Street Garage Located at 112 W. City Hall Avenue, and 50 Parking Spaces in the West Plume Street Garage Located at 135 W. Plume Street in the City of Norfolk, Virginia, and Authorizing the City Manager to Enter into the Garage Parking Agreement on Behalf of the City of Norfolk. - **(Ordinance No. 48517)**

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

PH-2 Public Hearing scheduled this day pursuant to State Law, to hear comments Authorizing the Conveyance of an Easement for Public Utilities to the City of Chesapeake Over Certain City-Owned Property Located in the City of Suffolk.

An Ordinance Authorizing the Conveyance of an Easement for Public Utilities to the City of Chesapeake Over Certain City-Owned Property Located in the City of Suffolk. - **(Ordinance No. 48518)**

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.

C-1 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Banquet Hall Named “The Granby Theater” on Property Located at 421 Granby Street.

Grant TenHovue, 421 Granby Street, applicant, spoke in favor of this matter.

C-1A

A Motion was made to amend the Ordinance to allow the following condition: The property may only be operated as a Nightclub for a maximum of five (5) days per year. The days shall be limited to New Year’s Eve, Halloween, and three (3) other days during the calendar year that have been selected and submitted to the Director of Planning no later than January 15th each year. If no dates are submitted before said deadline, then then property may only be operated as a Nightclub on the two holidays set forth above. For purposes of this condition only, one “day” shall be considered to start no earlier than 10:00 a.m. and end no later than 2:00 a.m. the following morning.

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

C-1B

An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Banquet Hall Named “The Granby Theater” on Property Located at 421 Granby Street. - **(Ordinance No. 48519)**

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

C-2

An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Tattoo Parlor Named “Slow Ride Tattoo” on Property Located at 115 West 25th Street, Suite B. - **(Ordinance No. 48520)**

Robyn Thomas, 913 W. 21st Street, Architect, was present to answer questions in this matter.

ACTION: Adopted [Unanimous]
AYES: 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 “DashMart” on Property Located at 2733 Ayliff Road. - **(Ordinance No. 48521)**
Thomas Lisk, 1021 E. Carey Street, Suite 1420, Richmond, was present to answer questions in this matter.

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

C-4 An Ordinance Granting a Conditional Use Permit to Authorize a Short-term Rental Unit (Vacation Rental) on Property Located at 1328 Virgilina Avenue. - **(Ordinance No. 48522)**
Xiao Ming Wang, 701 Whistling Swan Drive, applicant, was present to answer questions in this matter.

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

C-5 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Smoke or Vape Shop Named “Pookie Hookah Lounge” on Property Located at 4141 Granby Street.

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

- C-6 An Ordinance Accepting With Appreciation the Donation of a Historical Marker and Post from The Lafayette Trail, Inc. to be Installed in Commercial Park. - **(Ordinance No. 48523)**

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

- C-7 An Ordinance to Repeal Two Subsections of Section 25-652 regarding One-Way Streets and Five Subsections of Section 25-653 regarding Yield Intersections and to Amend and Reordain Section 25-654 of the Norfolk City Code, 1979, so as to Add Twenty-Five New Stop Intersections. - **(Ordinance No. 48524)**

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

- C-8 An Ordinance directing the City Treasurer to issue a refund to Omni Financial of Nevada, Inc. based upon the overpayment of its- Business License Tax for Tax Years 2018 and 2020. - **(Ordinance No. 48525)**

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

- C-9 An Ordinance directing the City Treasurer to issue a refund to BB&T Securities, LLC based upon the overpayment of its Business License Tax for Tax Year 2021. - **(Ordinance No. 48526)**

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

- C-10 An Ordinance Accepting the Conveyance of a Utility Easement by 1st Bay Development Corp to the City of Norfolk and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City. - **(Ordinance No. 48527)**

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

REGULAR AGENDA

- R-1 An Ordinance to Schedule a Council Retreat on Friday, October 15, 2021 and Saturday, October 16, 2021 and to move the location from the Council Chambers of the City Hall Building to the Richard A. Tucker Memorial Library. - **(Ordinance No. 48528)**

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

- R-2 An Ordinance to Cancel the City Council Meeting Scheduled on Tuesday, November 2, 2021 at 4:00 P.M. - **(Ordinance No. 48529)**

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 Grant Funds Up To The Sum Of \$42,706.00 From The U.S. Department Of Homeland Security Federal Emergency Management Agency, Port Security Grant, and Previously-Appropriated Local Matching Funds In The Amount of \$10,677.00 For The Purchase Of Police Equipment. - **(Ordinance No. 48530)**

ACTION: Adopted [Unanimous]
AYES: 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 \$30,000.00 From The Norfolk Public Library Foundation, Which Funds Were Originally Received From The Friends Of The Norfolk Public Library, To Assist With The Randi Marston Peterson Studio At The Mary D. Pretlow Anchor Branch. - **(Ordinance No. 48531)**

ACTION: Adopted [Unanimous]
AYES: 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 \$25,000.00 From The Virginia Department Of Criminal Justice For A Youth & Gang Community Assessment. - **(Ordinance No. 48532)**

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

R-6 A Resolution Authorizing Pick Up of Employee Contributions to the Virginia Retirement System for Past Service Credit Under Section 414(H) of the Internal Revenue Code. - **(Resolution No. 1842)**

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

NEW BUSINESS

Calvin Thompson, 804 Johnstons Road, spoke regarding city employees at the Norfolk Community Services Board. Their Union has reached out to employees with a survey and the employees are requesting fair and meaningful pay; job training and job placement, increase in pay and hazard pay.

Dr. Ingrid Robinson, 5524 Magnolia Run Circle, Apt. 207, Norfolk Community Services Board, hospital liaison commented that she is an advocate for employees. The NCSB employees responded to a survey and asked for better pay, revised work schedule, training, and career advancement.

Harriette Law, 2963 Beachmont Avenue, stated that there are no street markings, including no crosswalk markings in front of a daycare on 901 Godfrey Avenue.

Kenneth Cohen, 3011 Lorraine Avenue, stated that he signed a contract with Renovate Norfolk 7 years ago and no work has been done on his house. He has talked to several staff administration and there is a disagreement about amending the scope of work.

Akoma Love, (no current address) stated she is living on streets and reached out to Council for assistance.

Melissa Day, 8008 Merritt Street, spoke in support of the Granby Street resurfacing Project (Granby Street Bike Lanes) and that her kids would use the bike lanes to safely ride from home to downtown.

Monet Johnson, 305 Argonne Avenue, commented on the deplorable living conditions in the Young Terrace neighborhood. There are holes in apartments from bullets that NRHA will not address, etc.

Vincent Lasalle, 1819 Tidewater Drive, spoke regarding the Air Quality in the Lamberts Point area and the coal dust from the Norfolk Southern Railroad. He feels that citizens are suffering with chronic illnesses because of this.

ADJOURNMENT