

NORFOLK, VIRGINIA
RESULTS OF THE COUNCIL
CITY COUNCIL MEETING

TUESDAY, JUNE 23, 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 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	Present
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 on the application of the CITY PLANNING COMMISSION, for a text amendment to the Norfolk Zoning Ordinance to more clearly address parking and vehicle storage paving requirements.

An Ordinance to Amend Sections 4.2.3, 5.1, and 8.3.2 of the Norfolk Zoning Ordinance to add New Definitions and to Clarify Development Standards for Improved Surfaces for Vehicle and Bicycle Parking and Loading Areas.

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 on the application of the CITY PLANNING COMMISSION, for a text amendment to the Norfolk Zoning Ordinance to modify minimum parking requirements for commercial recreation centers.

An Ordinance to Amend Sections 4.3.3 and 8.3.2 and Table 5.1.7(D) of the Norfolk Zoning Ordinance to Modify the Minimum Parking Requirements for Commercial Recreation Centers.

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, on the application of the CITY OF NORFOLK, to vacate the right-of-way of 4th Bay Street, south of East Ocean View Avenue and north of Pretty Lake Avenue.

An Ordinance to vacate the right-of-way of 4th Bay Street, south of East Ocean View Avenue and north of Pretty Lake Avenue.

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, on the application of the CITY OF NORFOLK, for the following amendments to the Future Land Use Map within the City's General Plan, *PlaNorfolk2030*:

- a. From Industrial and Utility/Transportation to Residential Mixed at 1200 Goff Street, 1371 Hanson Avenue, 1401 and 1445 Maltby Avenue, 1416 Cary Avenue, and 1525 and 1535 Saint Julian Avenue.
- b. From Residential Mixed to Institutional at 2700 E. Princess Anne Road.
- c. From Single Family Traditional to Open Space/Recreation at 2707, 2711, 2727, 2729, 2737, and 2739 E. Princess Anne Road, 1209 and 1215 Norchester Avenue, 2738 and 2744 Hollister Avenue and several unaddressed parcels located on the South Side of East Princess Anne Road and on the North Side of Hollister Avenue.

An Ordinance to Amend the City's General Plan, *PlaNorfolk2030*, so as to Change the Land Use Designation from Industrial and Utility/Transportation to Residential Mixed for Properties Located at 1200 Goff Street, 1351 and 1371 Hanson Avenue, 1401 and 1445 Maltby Avenue, 1416 Cary Avenue, and 1525 and 1535 Saint Julian Avenue; from Residential Mixed to Institutional for Property Located at 2700 East Princess Anne Road; from Single Family Traditional to Open Space/Recreation for Properties Located at 2707, 2711, 2727, 2729, 2737 and 2739 East Princess Anne Road, 1209 and 1215 Norchester Avenue, 2738 and 2744 Hollister Avenue, and several unaddressed parcels located on the south side of East Princess Anne Road and on the north side of Hollister Avenue.

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, on the application of the CITY OF NORFOLK, for the following Change of Zoning:

- a. From I-G (Industrial - General) and I-L (Industrial - Light) to MF-NS (Multi-Family - Neighborhood-Scale) at 1200 Goff Street, 1351 and 1371 Hanson Avenue, 1401 and 1445 Maltby Avenue, 1416 Cary Avenue, 1525 and 1535 Saint Julian Avenue, and 1445 Roberts Road.
- b. From I-L (Industrial - Light) and PD-BCR (Planned Development – Broad Creek Renaissance District) to IN (Institutional) at 2700 E. Princess Anne Road.
- c. From C-C (Community – Commercial) and SF-T (Single Family – Traditional) to OSP (Open Space Preservation) at 2707, 2711, 2727, 2729, 2737, and 2739 E. Princess Anne Road, 1215 Norchester Avenue, 2738 and 2744 Hollister Avenue, and several unaddressed parcels located on the south side of East Princess Anne Road and on the north side of Hollister Avenue.

An Ordinance to Rezone Properties Located at 1200 Goff Street, 1351 and 1371 Hanson Avenue, 1401 and 1445 Maltby Avenue, 1416 Cary Avenue, 1525 and 1535 Saint Julian Avenue and 1445 Roberts Road From I-G (Industrial-General) District and I-L (Industrial-Light) District to MF-NS (Multi-Family - Neighborhood-Scale) District; Property Located at 2700 East Princess Anne Road from I- L (Industrial-Light) District and PD-BCR (Planned Development-Broad Creek Renaissance District) District to IN (Institutional) District; and Properties Located at 2707, 2711, 2727, 2729, 2737 and 2739 East Princess Anne Road, 1209 and 1215 Norchester Avenue, 2738 and 2744 Hollister Avenue, and several unaddressed parcels located on the south side of East Princess Anne Road and on the north side of Hollister Avenue from C-C (Community-Commercial) District and SF-T (Single Family-Traditional) District to OSP (Open Space Preservation) District.

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

PH-6 Public Hearing scheduled this day pursuant to State Law, on the application of the CITY OF NORFOLK, to vacate portions of the right-of-way of Posey Lane between the Transit Center and Fenchurch Street, containing 10,261 Sq. Ft or 0.236 Ac., more or less.

An Ordinance closing, vacating and discontinuing a portion of Posey Lane.

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

PH-7 Public Hearing scheduled this day pursuant to State Law on the application of the CITY OF NORFOLK, to vacate portions of the right-of-way of Fenchurch Street between Wood Street and the proposed extension of Freemason Street, containing 40,642 Sq. Ft or 0.933 Ac., more or less.

An ordinance closing, vacating and discontinuing a portion of Fenchurch Street.

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

PH-8 Public Hearing scheduled this day pursuant to State Law, of the CITY OF NORFOLK, to vacate portions of the right-of-way of Charlotte Street between Fenchurch Street and Chapel Street, containing 20,449 Sq. Ft or 0.469 Ac., more or less.

An Ordinance closing, vacating and discontinuing a portion of Charlotte Street.

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

PH-9 Public Hearing scheduled this day pursuant to State Law, on the application of the CITY OF NORFOLK, to vacate portions of the right-of-way of Chapel Street between Mariner Street and Holt Street, containing 10,326 Sq. Ft or 0.237 Ac., more or less.

An Ordinance closing, vacating and discontinuing a portion of Chapel Street.

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 authorizing the Conveyance to R & R Renovations, LLC of a certain parcel of property located at 881 Lexington Street for the total sum of \$8,000.00 in accordance with the terms and conditions of the Purchase and Sale Agreement.

An Ordinance Authorizing the Conveyance to R&R Renovations LLC of a Certain Parcel of Property Located at 881 Lexington Street for the Total Sum of \$8,000.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement.

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 hear comments authorizing the conveyance to R & R Renovations, LLC of that certain parcel of property located at 885 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 R&R Renovations LLC of that Certain Parcel of Property Located at 885 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.

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

PH-12 Public Hearing scheduled this day pursuant to State Law on the application of THE PATHWAY REALTY GROUP LLC, for 1) a Change of Zoning from R-C (Residential – Coastal) and C-C (Community – Commercial to Conditional C-C (Community – Commercial) and 2) Conditional Use Permits to allow more than 24 dwellings units and to allow less than fifty percent of first floor commercial at 7911-7915 Shore Drive and 7920-7930 Ransom Road.

An Ordinance to Rezone Properties Located at 7911 to 7915 Shore Drive and 7920 to 7930 Ransom Road from R-C (Residential-Coastal) District and C-C (Community-Commercial) District to Conditional C-C (Community-Commercial) District.

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

CONSENT AGENDA

C-1 An Ordinance Granting Conditional Use Permits to Authorize Multi-family Dwellings Where More Than 50% of the First Floor Will be Utilized for Residential Purposes in the C-C (Community-Commercial) Zoning District on Properties Located at 7911 to 7915 Shore Drive and 7920 to 7930 Ransom Road.

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

C-2 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of an Automobile Storage Facility Operated by Poppee Angel, LLC on Property Located at 5570 Raby Road.

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

C-3 An Ordinance to Schedule the Starting Time of the Organizational City Council Meeting at 1:00 P.M., Wednesday, July 1, 2020 in the Council Chamber.

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

C-4 An Ordinance Accepting a Donation of the Remaining Physical Collection of Photographic Images Valued in Excess of \$10,000.00 from Virginian-Pilot Media Companies, LLC for Storage at Norfolk Public Libraries.

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

C-5 An Ordinance Granting GLC 1300 Monticello LLC Permission to Encroach into the Right-of-Way at 1312 Monticello Avenue with an ADA Ramp and Dumpster Enclosure.

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

C-6 An Ordinance Granting Norfolk Convention & Visitors Bureau, Inc. d/b/a VisitNorfolk Permission to Encroach into the Right-of-Way at 232 E. Main Street with Building-Mounted Signage, Planters and a Bench.

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

C-7 An Ordinance Granting Michael, LLC and its Tenant Corner Spot Inc. Permission to Encroach into the Right-of-Way at 2406 Colonial Avenue with a Blade Sign.

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

REGULAR AGENDA

R-1 A Resolution to Amend the Cost Allocation Agreement Between the Cities of Chesapeake, Hampton, Newport News, Norfolk, Portsmouth, Virginia Beach and the Transportation District Commission of Hampton Roads.

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

R-2 An Ordinance Approving and Adopting the Fiscal Year 2021 Compensation Plan for Officers and Employees of the City, including its Tables and Regulations, and Approving Criteria and Procedures for Pay Supplements for Certain Constitutional and State Officers and their Employees.

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

R-3 An Ordinance Authorizing a Cost Sharing Agreement with Hampton Roads Sanitation District for Improvements to the Larchmont Area Sanitary Sewer.

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 \$40,729.38 from the Virginia 9-1-1 Services Board for the Public Safety Answering Point, Text-To-911 Grant to Implement an Integrated SMS/Text Delivery Within the Existing VESTA 911 Call Handling Equipment (CHE) Platform.

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

R-5 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.

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

R-6 An Ordinance Amending the FY2020 Annual Appropriations Ordinance (No. 47,636) SO AS TO Authorize the Expenditure of Previously Appropriated 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 the Coronavirus Relief Funds.

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

R-7 An Ordinance Amending and Reordaining Section 2-48(a) of the Norfolk City Code, 1979, as Amended, SO AS TO Add One New Section Making Juneteenth a Paid City Holiday.

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

Alexander

R-8 An Ordinance Approving a Pre-Development Agreement by and Amongst Norfolk Redevelopment and Housing Authority, the City of Norfolk, and Brinshore Development, L.L.C. and Authorizing the City Manager to Enter into the Pre-Development Agreement on Behalf of the City of Norfolk.

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

R-9 An Ordinance Consenting to Hampton Roads Sanitation District's Exercise of its Option to Purchase Approximately Thirty-Five (35) Acres of Real Property Located in the City of Norfolk Pursuant to that Certain Option to Purchase Real Estate Between the City of Norfolk, as Seller, and Hampton Roads Sanitation District, as Purchaser, Dated April 12, 2018.

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

R-10 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Commercial Recreation Center Named "Dragon Vapes" on Property Located at 846 East Little Creek Road

ACTION:	Motion Lost [0 to 8]
NAYS:	Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

R-11 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Commercial Recreation Center Operated by Hadi Makhoul on Property Located at 6586 Tidewater Drive, Suites I and J.

ACTION: Motion Lost [0 to 8]
NAYS: Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

R-12 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Convenience Store and a Commercial Recreation Center Including the Sale of Smoking or Vaping Products Name “Colley Shop” on Property Located at 4800 Colley Avenue, Units A and B.

ACTION: Motion Lost [0 to 8]
NAYS: Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

R-13 A Resolution appointing or reappointing 18 Members to 1 Commission, 3 Boards, and 3 Authorities for a certain term

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

ADJOURNMENT