

NORFOLK, VIRGINIA
RESULTS OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, JULY 14, 2020 – 6:00 P.M.

ANNOUNCEMENT

This meeting will be held as an electronic meeting pursuant to and in accordance with Ordinance 48,061 and the Governor’s amendments to the General Assembly’s 2020 budget bill (HB29) found at section 4-0.01(g) and will be conducted by the following electronic communication means: telephonically and electronically through WebEx.

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 meetings.

ACTION:	Adopted [Unanimous]
AYES:	Doyle, Graves, Johnson, McClellan, Riddick, 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, 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 CITY PLANNING COMMISSION, for a text amendment to the Norfolk Zoning Ordinance to allow health and fitness facility by Conditional Use Permit in HC-WF1 (West Freemason Historic and Cultural Conservation) District.

An Ordinance to Amend Table 3.6.11 of the Norfolk Zoning Ordinance so as to add "Health and Fitness Facility" as a Use Permitted by Conditional Use Permit Only in the HC-WF1 (West Freemason Historic and Cultural Conservation) District.

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 Colonna's Shipyard of a Certain Strip of Property Numbered as 327 South Main Street for the Total Sum of \$900.00 in accordance with the Terms and Conditions of the Purchase and Sale Agreement.

An Ordinance Authorizing the Conveyance to Colonna's Shipyard of a Certain Strip of Property Numbered as 327 South Main Street for the Total Sum of \$900.00 in Accordance with the Terms and Conditions of the Purchase and Sale Agreement.

ACTION:	Continued to August 25, 2020 [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 Lundy Real Estate, LLC of that Certain Parcel of Property Located at 1515 Conoga 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 Lundy Real Estate, LLC of that Certain Parcel of Property Located at 1515 Conoga 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-4 Public Hearing scheduled this day pursuant to State Law to hear comments authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at 712 B 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.

An Ordinance Authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at 712 B 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.

ACTION:	Adopted [Unanimous]
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 GPMC Properties, LLC of that Certain Parcel of Property Located at 746 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.

An Ordinance Authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at 746 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.

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 GPMC Properties, LLC of that Certain Parcel of Property Located at 771 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.

An Ordinance Authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at 771 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.

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 authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at S S B 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.

An Ordinance Authorizing the Conveyance to GPMC Properties, LLC of that Certain Parcel of Property Located at S S B 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.

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

PH-8 Public Hearing scheduled this day pursuant to State Law to hear comments approving the Terms and Conditions of a Lease with Norfolk FestEvents, Ltd, for Certain Premises Located at 120 W. Main Street, Norfolk, Virginia, and Authorizing the Execution of the Lease.

An Ordinance Approving the Terms and Conditions of a Lease with Norfolk FestEvents, Ltd, for Certain Premises Located at 120 W. Main Street, Norfolk, Virginia and Authorizing the Execution of the Lease.

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 approving the Terms and Conditions of a Lease with Norfolk FestEvents, Ltd, for Certain Premises Located at 123 Granby Street, Norfolk, Virginia, and Authorizing the Execution of the Lease.

An Ordinance Approving the Terms and Conditions of a Lease with Norfolk FestEvents, Ltd, for Certain Premises Located at 123 Granby Street, Norfolk, Virginia and Authorizing the Execution of the Lease.

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 approving a Lease Agreement with Salon Soleil LLC for the Lease of City-Owned Property Located at 236 E. Main Street.

An Ordinance Approving a Lease Agreement with Salon Soleil LLC for the Lease of City-Owned Property Located at 236 E. Main Street.

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 Norfolk Redevelopment and Housing Authority of those certain parcels of property, being portions of Jolly Roger Way and Nansemond Bay Street that have been recently closed, abandoned, and vacated.

An Ordinance Authorizing the Conveyance to Norfolk Redevelopment and Housing Authority of those Certain Parcels of Property, being Portions of Jolly Roger Way and Nansemond Bay Street that Have Been Recently Closed, Abandoned and Vacated.

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 (C-1 through C-14) [Unanimous]
AYES: Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

- C-1 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Health and Fitness Facility Named “358 at Freemason” on Property Located at 358 West Freemason Street.
- C-2 An Ordinance Granting a Conditional Use Permit Authorizing the Sale of Alcoholic Beverages for On-Premises Consumption at a Hotel Named “Tru by Hilton Norfolk Airport” on Property Located at 1571 Premium Outlets Boulevard.
- C-3 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Nightclub Named “Brothers” on Property Located at 200 East Plume Street.
- C-4 An Ordinance Permitting McKinnon Tower, LLC to Encroach into the Right-of-Way Adjacent to 3 Commercial Place in the Area of 520 E. Main Street with an Existing Elevated Pedestrian Walkway Connecting the Office Building Located at 3 Commercial Place with the Commercial Place Parking Garage Located at 520 E. Main Street.
- C-5 An Ordinance Granting City Center Novel Coworking LLC Permission to Encroach into the Right-of-Way at 223 E. City Hall Avenue with a Sign and Corner Display Cabinet.

- C-6 An Ordinance Granting 3321 Princess LLC Permission to Encroach into the Public Right-of-Way and City Property Adjacent to and Immediately North of 3321 E. Princess Anne Road with Two Drainage Pipes, a Fire Prevention Water Line and for the Purpose of Vehicular Ingress and Egress Across Same.
- C-7 An Ordinance to Repeal Six Subsections of Section 25-653 and to Amend and Reordain Section 25-654 of the Norfolk City Code, 1979, so as to Add Twelve New Stop Intersections.
- C-8 An Ordinance to Amend and Reordain Section 25-646 of the Norfolk City Code, 1979, so as to Reduce Speed Limits on the Public Alley Streets of Lafayette Residence Park and on Freemason Mews.
- C-9 An Ordinance Authorizing the Acceptance of a Temporary Construction Easement Over Property Located at 3223 Chesapeake Boulevard and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City.
- C-10 An Ordinance Authorizing the Acceptance of a Temporary Construction Easement Over Property Located at 3200 Lafayette Boulevard and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City.
- C-11 An Ordinance Authorizing the Acceptance of a Temporary Construction Easement Over Property Located at 3224 Flanders Avenue and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City.
- C-12 An Ordinance Approving a Right of Entry Agreement Permitting TWP - The Youth Movement to Enter Upon and Use City-Owned Property Located at 801 Church Street, 607 Nicholson Street, 620 E. Olney Road and W S 5th Street to Perform Work Associated with a Community Garden.
- C-13 An Ordinance Accepting a Donation of a Letter from Thomas Jefferson to James Taylor of Norfolk dated August 28, 1801 from Jane Hudgins Frazier, for Placement with the Sargeant Memorial Collection at Slover Library.
- C-14 Abstract of Votes cast in the Republican Primary Election held on June 23, 2020.

REGULAR AGENDA

R-1 An Ordinance Approving a Lease Agreement with Old Dominion University for the Lease of the Parking Lot Located at the Intersection of Hampton Boulevard and 50th Street.

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

R-2 An Ordinance Granting a Conditional Use Permit to Authorize the Operation of a Car Wash Named “Green Clean Car Wash” on Property Located at 7442 Tidewater Drive.

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

R-3 An Ordinance Amending Section 32-22 of the Norfolk City Code, 1979, so as to Expand the Number of Seats on the City Planning Commission from Seven to Eight.

ACTION: Continued to August 25, 2020 [Unanimous]
AYES: Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr., Alexander

R-4 An Ordinance Amending the FY2021 Annual Appropriations Ordinance (No. 47,999) Accepting, Appropriating and Authorizing the Expenditure of Grant Funds of up to the Sum of \$200,196.00 if and when Received from the Virginia Department of Criminal Justice Services, Appropriating and Authorizing the Expenditure of a Local Cash Match in the Amount of \$50,049.00 for the Residential Substance Abuse Treatment for Prisoners with Medication Assisted Treatment Program, Including Payment of the Salaries and Benefits for Two Sheriff-Created Positions, and Authorizing the City Manager to Take Administrative Action to Accomplish Said Payments.

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

R-5 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 \$38,400.00 from the Virginia Department of Criminal Justice Services for the Addiction Recovery Program for the Norfolk Sheriff's Office.

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 Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$564,663.00 from the United States Department of Justice, Bureau of Justice Assistance Coronavirus Emergency Formula Funds for the Preparation for, Prevention, and Response to the Coronavirus Pandemic for the Norfolk Police Department and Norfolk Sheriff's Office.

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

R-7 An Ordinance to Amend and Reordain the Norfolk City Code, 1979, as Amended, so as to Amend Sections 23-24 and 23-29 Concerning the Library Board.

ACTION: **Continued to August 25, 2020 [Unanimous]**
AYES: Doyle, Graves, Johnson, McClellan, Riddick, Smigiel Jr., Thomas Jr.,
Alexander

R-8 An Ordinance Authorizing the City Manager to Pay the Salaries and Benefits of Four New Sheriff-Created Deputy Positions to Provide Security Within the Commonwealth Courts of the City of Norfolk.

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

R-9 An Ordinance to Amend and Reordain the Norfolk City Code, 1979, as Amended, so as to Add One New Section Concerning the Deputy Chief of Police Position.

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

R-10 A Resolution in Support of the Application to the Virginia Department of Transportation ("VDOT") for Five Projects for the Fiscal Year 2027 Smart Scale Program and of the Request for VDOT to Fund the Projects in the Amount of \$74,671,463.00

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

R-11 A Resolution Approving the Exercise by the Norfolk Redevelopment and Housing Authority of Powers Conferred by the Virginia Housing Authorities Law, Chapter 1, Title 36 of the Code of Virginia of 1950, as Amended, in Connection with the Issuance of its Multifamily Housing Revenue Bonds in a Principal Amount of up to \$14,500,000, the Proceeds of which will be Loaned to COGIC Memorial Home for the Elderly Preservation, L.P. to Assist it in Financing a Portion of the Cost of Acquiring, Renovating and Rehabilitating the COGIC Highrise Apartments Located at 2412 East Virginia Beach Boulevard, Norfolk, Virginia, and Financing Certain Related Costs and Reserves, and upon which the City Shall not have any Payment Obligation

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

R-12 A Resolution Approving Applying for Port Host Communities Revitalization Grant Funds for the Willis Building at 645 Church Street Project.

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

R-13 A Resolution Approving Applying for Industrial Revitalization Grant Funds for the Repurposing of Military Circle Mall Project.

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

R-14 An Ordinance Appropriating and Authorizing the Expenditure of \$2,000,000 and Authorizing a Cooperation Agreement Between the City of Norfolk and the Economic Development Authority of the City of Norfolk for the Purpose of Administering Grants to Small For-Profit Businesses and Nonprofit Businesses Physically Located in the City of Norfolk and Affected by Covid-19.

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

- R-15 An Ordinance Requiring the City Manager to Implement an Evaluation of Policing Practices for the Past Five (5) Years and Create a Proposal for an Oversight and Review Panel and Increase Funding for a Full-Time Crisis Response Team.

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

- R-16 Letter from the City Auditor appointing Timothy Haycox to the position of Assistant City Auditor, II, effective August 3, 2020 to serve at the pleasure of the City Auditor.

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

- R-17 A Resolution Establishing the Mayor's Commission on Social Equity and Economic Opportunity.

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

ADJOURNMENT