

NORFOLK, VIRGINIA
RESULTS OF THE COUNCIL
CITY COUNCIL MEETING
TUESDAY, JANUARY 10, 2023 – 6:00 P.M.

MOMENT OF SILENCE

Followed by the Pledge of 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
John E. Paige	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

APPROVAL OF MINUTES

Approve the minutes of the previous City Council meeting.

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

PUBLIC HEARING

PH-1 Public Hearing scheduled this day, pursuant to State Law, to hear comments on Approving a Second Amendment to Lease Agreement Between the City of Norfolk, as Landlord, and Downtown Norfolk Development Corporation d/b/a Downtown Norfolk Council, as Tenant, so as to Extend the Term of the Lease for the Property Located at 208 E. Main Street in the City of Norfolk, Virginia, and Authorizing the City Manager to Execute the Second Amendment to Lease Agreement on Behalf of the City of Norfolk.

An Ordinance Approving a Second Amendment to Lease Agreement Between the City of Norfolk, as Landlord, and Downtown Norfolk Development Corporation d/b/a Downtown Norfolk Council, as Tenant, so as to Extend the Term of the Lease for the Property Located at 208 E. Main Street in the City of Norfolk, Virginia, and Authorizing the City Manager to Execute the Second Amendment to Lease Agreement on Behalf of the City of Norfolk. - **(Ordinance No. 49037)**

ACTION:	Adopted [Unanimous]
AYES:	Doyle, Johnson, McClellan, Paige, 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 a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at 9545 5th Bay Street. - **(Ordinance No. 49038)**

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

C-2 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at 479 West Ocean View Avenue. - **(Ordinance No. 49039)**

ACTION:	Adopted [7 to 1]
AYES:	Doyle, Johnson, McClellan, Paige, Royster, Smigiel Jr., Alexander
NAYS:	Thomas Jr.

C-3 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Conference Center with Extended Hours, the On-Premises Sale of Alcoholic Beverages, and Live Entertainment Named "Assembly" on Property Located at 400 Granby Street. - **(Ordinance No. 49040)**

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

C-4 An Ordinance to Amend a Conditional Use Permit so as to Approve a Change of Managers for a Restaurant Operating after Midnight and the Sale of Alcoholic Beverages for Off-Premises Consumption Named "Hair of the Dog Eatery" on Property Located at 250 Granby Street. - **(Ordinance No. 49041)**

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

C-5 An Ordinance Permitting James C. Rountree and Chelsey L. Rountree to Encroach into the Right-of-Way at 705 Westover Avenue with a Flush Mounted Outlet for an Electric Vehicle Charging Station. - **(Ordinance No. 49042)**

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

REGULAR AGENDA

R-1 An Ordinance Approving the City of Norfolk to Enter into an Agreement Bringing the Employees of the Norfolk Commonwealth Attorney Under the City's Personnel System for Purposes of Accruing, Accumulating, and Using Annual and Sick Leave, Pursuant to Virginia Code Section 15.2-1605. - **(Ordinance No. 49043)**

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

R-2 An Ordinance to Repeal Section 42-16 of the Norfolk City Code, 1979, As Amended, Regarding Begging. - **(Ordinance No. 49044)**

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

R-3 An Ordinance to Amend the Norfolk City Council Rules of Procedure.

ACTION:	Continued to January 24, 2023 [Unanimous]
AYES:	Doyle, Johnson, McClellan, Paige, Royster, Smigiel Jr., Thomas Jr., Alexander

R-4 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Additional Federal Highway Safety Improvement Program Funds up to the sum of \$217,933 for the Citywide Countdown Pedestrian Safety Improvements Phase II, If and When received. - **(Ordinance No. 49045)**

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

R-5 An Ordinance Amending The FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$1,328,722 from the Virginia Department of Criminal Justice Services for the Norfolk Criminal Justice Services Agency. - **(Ordinance No. 49046)**

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

R-6 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$2,900,000 from the U.S. Department of Housing and Urban Development (HUD) for Economic Development Initiative - Community Project Funding to Provide for the Acquisition and Relocation of the Historic William A. Hunton YMCA. - **(Ordinance No. 49047)**

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

R-7 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$190,000 State and Local Fiscal Recovery Funds (SLFRF) From The Virginia Department of Behavioral Health and Developmental Services to Support Norfolk Community Services Board in its Efforts to Modernize Information Technology Infrastructure With Regard to Data and Business Analytics. - **(Ordinance No. 49048)**

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

R-8 An Ordinance Amending The FY2023 Annual Appropriations Ordinance (No. 48,751) so as to Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$750,000 from the Virginia Department of Criminal Justice Services, ARPA Funding for Law Enforcement Equipment and Technology, for the Purchase of Police Equipment. - **(Ordinance No. 49049)**

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

R-9 An Ordinance Authorizing the Transfer of 154 Certificates of Public Convenience and Necessity. - **(Ordinance No. 49050)**

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

R-10 An Ordinance Declaring the Continuation of the State of Local Emergency due to the Imminent Public Health Threat COVID-19 pursuant to Virginia Code Section 44-146.21. - **(Ordinance No. 49051)**

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