
Ordinances



This page intentionally left blank

Form and Correctness Approved:

BAP

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose

By: 

Office of the City Attorney

Contents Approved:

By: 

Budget and Strategic Planning



Shenette Felton, Director of Finance

NORFOLK, VIRGINIA

Ordinance No. 49220

AN ORDINANCE APPROPRIATING FUNDS FOR OPERATION OF THE CITY FOR THE FISCAL YEAR BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024, APPROPRIATING U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) ENTITLEMENT GRANTS, APPROPRIATING ANNUAL REOCCURRING GRANTS, REGULATING THE PAYMENT OF MONEY FROM THE CITY TREASURY, AND AMENDING AND REORDAINING CHAPTERS 12 (CEMETERIES), 24 (LICENSES AND TAXATION), 41 (SOLID WASTE), AND 41.1 (STORMWATER MANAGEMENT) SO AS TO INCREASE VARIOUS FEES FOR THE PROVISION OF SERVICES.

- - -

WHEREAS, the City Manager submitted to the Council a proposed annual budget for the city for the fiscal year beginning July 1, 2023 and ending June 30, 2024, which has been amended by the Council, and it is necessary to make appropriations sufficient to fund said budget and to regulate the payment of money from the city treasury; now, therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the amounts shown herein aggregating One Billion Seventy Nine Million Two Hundred Forty Five Thousand Twenty Eight Dollars (\$1,079,245,028) for the General Fund, One Hundred Seven

Million Four Hundred Ninety Six Thousand Two Hundred Fifty Seven Dollars (\$107,496,257) for the Water Utility Fund, Thirty Seven Million Four Hundred Forty Four Thousand Two Hundred Forty Dollars (\$37,444,240) for the Wastewater Utility Fund, Twenty One Million Three Hundred Eighteen Thousand Four Hundred Eighty Seven Dollars (\$21,318,487) for the Parking Facilities Fund, Twenty Three Million Seven Hundred Twenty One Thousand Eight Hundred Fifty Four Dollars (\$23,721,854) for the Storm Water Utility Fund, One Hundred Five Million Seven Hundred Thousand Five Hundred Thirty Eight Dollars (\$105,700,538) for the Norfolk Healthcare Consortium Fund, Twelve Million Nine Hundred Fourteen Thousand Nine Hundred Ninety Five Dollars (\$12,914,995) for the Fleet Management Fund, Two Million Two Hundred Twenty Thousand Fifty Dollars (\$2,220,050) for the Cemetery Services Fund, Seven Million Twenty Three Thousand Three Hundred Eighty Three Dollars (\$7,230,383) for the Emergency Preparedness and Response Fund, Fifteen Thousand Dollars (\$15,000) for the Golf Operations Fund, Twenty Three Million Seven Hundred Fifty Six Thousand Nine Hundred Ninety Three Dollars (\$23,756,993) for the Waste Management Fund, Eight Million Six Hundred Fifty One Thousand Dollars (\$8,651,000) for the Public Amenities Fund, Eight Million Five Hundred Thirty Six Thousand Dollars (\$8,536,000) for the Tax Increment Financing Fund, One Million Eight Hundred Thirteen Thousand Seven Hundred Eighty Seven Dollars (\$1,813,787) for the Towing and Recovery Operations Fund, or so much thereof as may be necessary, as set forth in the annual budget for the fiscal year July 1, 2023 - June 30, 2024, submitted by the City Manager and as amended by the Council and hereby adopted, are hereby appropriated, subject to the conditions hereinafter set forth in this ordinance, from the revenues of the city from all sources for the fiscal year July 1, 2023 - June 30, 2024, for the use of the several departments and funds established within the City Government, and for the purposes hereinafter set forth in said annual budget for the fiscal year July 1, 2023 - June 30, 2024 as follows:

Legislative	\$6,378,474
Executive	\$19,321,880
Department Of Law	\$5,963,932
Constitutional Officers	\$62,793,765
Judicial	\$1,522,739
Elections	\$1,179,525
Department Of Information Technology	\$21,243,061

Department Of Finance	\$8,283,788
Department Of General Services	\$31,269,174
Department Of Human Resources	\$5,043,080
Department Of City Planning	\$6,416,205
Department Of Neighborhood Services	\$6,935,607
Department Of Economic Development	\$3,375,939
Norfolk Public Libraries	\$10,981,220
Department Of Cultural Facilities, Arts And Entertainment	\$6,865,561
Virginia Zoological Park	\$5,042,106
Nauticus	\$4,776,144
Slover Library	\$2,971,111
Department Of Parks And Recreation	\$21,962,524
Central and Outside Agency Appropriations	\$73,913,566
Norfolk Community Services Board	\$31,348,922
Department Of Public Health	\$3,400,665
Department Of Human Services	\$55,770,320
Department Of Police	\$83,392,494
Department Of Fire - Rescue	\$58,844,372
Department Of Public Works	\$22,188,536
Department Of Transit	\$12,119,902
Debt Service	\$101,365,244
Norfolk Public Schools	\$404,575,172
Total Appropriations General Fund – Operating Budget	\$1,079,245,028

Water Utility Fund	\$107,496,257
Wastewater Utility Fund	\$37,444,240
Parking Facilities Fund	\$21,318,487
Storm Water Utility Fund	\$23,721,854
Norfolk Healthcare Consortium Funds	\$105,700,538
Fleet Management Fund	\$12,914,995
Cemetery Services Fund	\$2,220,050
Emergency Preparedness And Response Fund	\$7,023,383
Golf Operations Fund	\$15,000
Waste Management Fund	\$23,756,993
Public Amenities Fund	\$8,651,000
Tax Increment Financing Fund	\$8,536,000

Towing and Recovery Operations Fund	\$1,813,787
Total Operating Funds	\$1,439,857,612

Section 2:- That unless otherwise specified by Council, all taxes and fees heretofore levied shall continue from year to year at their current rates, and the continuance of those current rates is hereby deemed necessary. To the extent any taxes or fees are increased elsewhere within this ordinance, such increases, including but not limited to any increases provided pursuant to Section 58.1-3321 of the Code of Virginia, 1950, as amended, are hereby deemed necessary.

Section 3:- That the salaries and wages set forth in detail in said annual budget, including for the City Manager, as amended, and for offices and positions which are not embraced within said compensation plan are hereby authorized.

The positions, except where the number thereof is not under the control of the Council, set forth in said annual budget, as amended, shall be the maximum number of positions authorized for the various departments, divisions, bureaus and funds of the city during the fiscal year July 1, 2023 - June 30, 2024 and the number may be changed during said fiscal year as authorized by the Council or City Manager.

Unless the city's compensation plan provides otherwise, changes in personnel occurring during said fiscal year in classifications embraced within the city's compensation plans shall be administered by the City Manager in accordance with the regulations for the administration of the plans.

In the event any personnel authorized in the preceding year's annual budget and appropriations are notified of release due to a reduction in force, reorganizations or workforce downsizing or the staffing and organization redesign effort, such positions are hereby authorized to continue in existence until such time as adopted procedures relating to reductions in force or work force downsizing, or the staffing and organizational redesign effort are completed and implemented in accordance with its terms and conditions.

The Council hereby provides Norfolk Employees' Retirement System (NERS) retirees who were receiving a retirement benefit on or before June 30, 2022 and had a

minimum of 20 years creditable service a one-time six hundred dollar (\$660.00) supplemental payment and directs the NERS Board to administer this supplement on behalf of the City.

The Council reserves the right to change at any time during said fiscal year the compensation, including pay supplements for constitutional officers, either before or after a change in basic salary is made by the State Compensation Board, and to abolish any office or position provided for in said annual budget, as amended, except such offices or positions as it may be prohibited by law from abolishing. The City Manager is authorized to make such rearrangements and reorganizations of positions and personnel services funds between the several departments, including funds named therein, as may best meet the uses and interests of the city.

No person shall acquire any vested interest in any compensation or supplement payable under this section beyond those actually paid.

Section 4:- That all payments from the appropriations provided for in this ordinance, including those from balances remaining on June 30, 2023, to the credit of appropriations for works, improvements or other objects which have not been completed or abandoned, except those works, improvements or other objects funded by Federal, State, or other organizational grants which are hereby encumbered, shall be made at such time as the City Manager may direct, unless otherwise specified by the Council. The City Manager is hereby authorized to apply for grants and awards during the fiscal year.

Section 5:- That within several departments, funds and activities, there are hereby appropriated sufficient amounts to cover the operation of all Internal Service Funds, including the Healthcare and Fleet Management Funds. Charges for services assessed against said departments, funds and activities by the Internal Service Funds shall be accumulated in the appropriate internal service fund and expended to cover the operating costs of such funds as provided in the annual budget.

Any unexpended balances in the amounts appropriated for the Healthcare Fund at the close of business on June 30, 2023, shall not revert to the surplus of the Healthcare Fund, but shall be carried forward on the books of the Director of Finance and be available for expenditure in the succeeding year.

Section 6:- That the various amounts appropriated by this ordinance for the several groups, as set forth in the annual budget, as amended, are to be expended for the purposes designated by said groups, provided, however, that the City Manager or a designee may authorize the transfers between account groups within departments, funds or activities of the city and a record of such transfers shall be maintained by the Director of Finance.

The City Manager or a designee is authorized to transfer from any department, fund or activity which has an excess of funds appropriated for its use of the balance of the fiscal year to any department, activity or fund all or any part of such excess, or to cause such transfers to be made, a record of all such transfers shall be maintained by the Director of Finance.

Any unexpended balances in the amounts appropriated for the Department of Public Works and Department of Transit for Street Construction and Maintenance Projects, Public Amenities Fund, Tourism Infrastructure Repair, Downtown Service District (sometimes referred to as the Downtown Improvement District), the city's Program for Improving Capacity and Capability (PICC) and Economic Inclusion Grant funds, Two Hundred Fifty Thousand Dollars (\$250,000) from the Department of Communications, and the Norfolk Consortium at the close of business on June 30, 2023 shall not revert to the surplus of the General Fund, but shall be carried forward on the books of the Director of Finance and be available for expenditure as appropriated in the succeeding year.

There are hereby appropriated the revenues from the fiscal year 2015 Five cent (\$0.05) cigarette tax increase and the fiscal year 2017 Five cent (\$0.05) cigarette tax increase for development initiatives. The City Manager is hereby authorized to reserve the balance of the revenues supported by the cigarette tax increases for the purpose of business retention, feasibility analysis, debt service, and other economic development activities subject to Council authorization for expenditure. Any unspent funds at the end of the fiscal year will be transferred to the Norfolk Economic Development Authority and will not become a part of the General Fund Balance. The aforementioned unspent funds will be expended for the purpose of business retention, feasibility analysis, debt service, and other economic development activities.

The City Manager shall provide to the City Council a mid-year budget update. Such mid-year budget update shall report the projected revenue and expenditure estimates for the entire fiscal year, receipt of unbudgeted revenues, and other major changes to the adopted budget.

There is hereby reserved in the General Fund Balance up to the amount of Sixty Six Million Eighty Five Thousand Three Hundred Thirty Seven Dollars (\$66,085,337) for the Unassigned General Fund Balance Reserve.

There is hereby reserved in the General Fund Balance the amount of Eight Million Dollars (\$8,000,000) for the Risk Management Reserve.

There is hereby reserved in the General Fund Balance the amount of Five Million Dollars (\$5,000,000) for the Economic Downturn and Leveling Reserve.

There is hereby reserved in the General Fund Balance the amount of Two Million Dollars (\$2,000,000) for the Inclusive Development Opportunity Fund.

There is hereby reserved in the General Fund Balance up to the amount of Five Million Five Hundred Sixty Seven Thousand Five Hundred Eleven Dollars (\$5,567,511) in the revolving fund for strategic land acquisitions to be expended for future land acquisitions. Unless otherwise appropriated, the proceeds of future land sales shall be deposited in the Land Acquisition Fund during the fiscal year. Such deposits are hereby appropriated for future land acquisitions. Any unobligated appropriation in the Land Acquisition/Revolving Fund for the purchase of property and related transactional costs that have not been finalized at the close of the fiscal year ending on June 30, 2023, is hereby reserved for the Land Acquisition/Revolving Fund and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year for the aforementioned purchase of property and related transactional costs.

There is hereby appropriated and authorized for expenditure the revenues, if and when received, from the fiscal year 2006 flat tax increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Convention and Visitors Bureau (Visit Norfolk) for visitor promotion and advertising for conventions

and tourism and from the fiscal year 2012 flat tax increase of one dollar (\$1.00) per room for each night of lodging at any hotel to the Norfolk Consortium.

There is hereby reserved in the General Fund Balance an amount of up to Three Million Dollars (\$3,000,000) for a rate stabilization fund for expenditure for the Parking Facilities Fund, said amount shall be carried forward on the books of the Director of Finance and appropriated for parking expenses and available for expenditure in the succeeding year.

There is hereby authorized, in accordance with guidelines established by the City Manager, the execution of warrants for the disbursement of any cash in banks credited to the City's Corporate Account to meet any properly authorized and approved payment chargeable to any account of the city.

Unless otherwise specified by any other provision of local, state or federal law, operating funds appropriated to Norfolk Public Schools that have not been expended or contractually obligated at the end of the fiscal year are deemed local dollars and shall revert to the city for re-appropriation by City Council.

There are hereby appropriated and authorized for expenditure the revenues from the fiscal year 2014 Two cent (\$0.02) real estate tax increase for the School Construction, Technology and Infrastructure Program. The City Manager is hereby authorized to expend and reserve the School Construction, Technology and Infrastructure Program supported by the Two cent (\$0.02) real estate tax increase to support the needs of Norfolk Public Schools. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the School Construction, Technology and Infrastructure Program and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year.

There is hereby appropriated an amount equal to One-cent (\$0.01) of the real estate tax to support the city's resilience initiatives. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated

local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the Resilience Program and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year.

There is hereby appropriated and authorized for expenditure the revenue from the One and nine-tenths (\$0.019) cent real estate tax for the St. Paul's People First and Redevelopment Program. For the purposes of policy governing the allocation of local revenue to Norfolk Public Schools, this revenue is defined as a dedicated local tax, therefore, excluded from the revenue-sharing formula calculation. Any unexpended balances in the amounts appropriated shall not revert to the surplus of the General Fund, but solely be dedicated to the St. Paul's People First and Redevelopment Program and shall be carried forward on the books of the Director of Finance and appropriated and available for expenditure in the succeeding year.

There is hereby appropriated and authorized for expenditure for Norfolk Public Schools operating support, if and when received, the 29.55 percent of the local gaming tax revenue and 29.55 percent of the non-dedicated local revenue generated from the temporary casino, when it opens. Non-dedicated local revenue sources are defined in the Local Revenue Allocation Policy, Resolution No 1,710 (effective May 22, 2018) as "Non-Dedicated Local Tax Revenue."

Section 7:- That the FY 2024 Annual Plan, (Consolidated Plan Fiscal Years 2022-2026) for the Community Development Block Grant Program, HOME Investment Partnership Program and Emergency Solutions Grant Program attached hereto, having been reviewed and found to be in the best interests of the city, is hereby approved.

Section 8:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Four Million Four Hundred Twenty Seven Thousand Nine Hundred Sixty One Dollars (\$4,427,961) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2023-2024) from the Community Development Block Grant and when such funds are realized as Program Income and earnings from the Revolving Loan Fund.

Section 9:- That the sum of up to Four Hundred Twenty Seven Thousand One Hundred Fourteen Dollars (\$427,114) is hereby appropriated and authorized for expenditure for the Community Development Block Grant Program (2023-2024), if and when received from the Community Development Block Grant Program Income.

Section 10:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to One Million Eight Hundred Nine Thousand One Hundred Eighty Two Dollars (\$1,809,182) is hereby appropriated and authorized for expenditure for the HOME Investment Partnership Program (2023-2024) from the HOME Investment Partnership Program Grant and when such funds are realized as Program Income.

Section 11:- That, if and when made available from the U.S. Department of Housing and Urban Development (HUD), the sum of up to Three Hundred Eighty Nine Thousand Seven Hundred Ninety One Dollars (\$389,791) is hereby appropriated and authorized for expenditure for the Emergency Solutions Program (2023-2024) from the Emergency Solutions Grant.

Section 12:- That the City Manager is designated as the certifying officer and authorized representative of the City of Norfolk and shall provide the assurance required by the provisions of the Housing and Community Development Act of 1974, as amended, and the regulations adopted pursuant to such Act.

Section 13:- That the City Manager is further authorized and directed to give to the U.S. Department of Housing and Urban Development (HUD) and the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, documents and other materials which are related to the grant funds and is further authorized and directed to do all things necessary and proper to apply for, accept, receive and modify current and prior year grant funds to carry out the program.

Section 14:- That the reoccurring grants listed below, having been reviewed and found to be in the best interest of the city, are hereby accepted, appropriated and authorized for expenditure if and when received.

(a) That, if and when made available from the Supreme Court of Virginia, the sum of up to Two

Hundred Forty Thousand Dollars (\$240,000) is hereby appropriated and authorized for expenditure for the Adult Drug Court Program from Adult Drug Treatment Court grant.

(1) That a local cash match of up to Seventy Eight Thousand Five Hundred Dollars (\$78,500) in appropriated funds and up to Thirty Thousand Dollars (\$30,000) in program fees are hereby authorized to be expended for the Adult Drug Court Program from the Circuit Court Judges General Fund Account.

(b) That, if and when made available from U.S. Department of Health and Human Services, the sum of up to Six Million Five Hundred Thousand Dollars (\$6,500,000) is hereby appropriated and authorized for expenditure for the Ryan White HIV/AIDS Program - Part A HIV Emergency Relief from the Ryan White HIV/AIDS grant.

(c) That, if and when made available from the Virginia Department of Criminal Justice Services, the sum of up to One Million Three Hundred Seventy Five Thousand Dollars (\$1,375,000) is hereby appropriated and authorized for expenditure for the Norfolk Criminal Justice Services (NCJS) Agency from the Comprehensive Community Corrections Act grant.

(1) That a local cash match of up to Eighty Eight Thousand Nine Hundred Thirty Two Dollars (\$88,932) in appropriated funds is hereby authorized to be expended for the Norfolk Criminal Justice Services (NCJS) Agency from the City Manager General Fund Account.

(d) That if and when made available from Virginia Department of Historic Resources, the sum of up to Sixty Thousand Dollars (\$60,000) is hereby appropriated and authorized for expenditure for the Certified Local Government Grant.

(1) That a local cash match of up to Twenty Thousand Dollars (\$20,000) in appropriated funds is hereby authorized to be expended for the Certified Local Government Grant from the City Planning General Fund Accounts.

(e) That if and when made available from Commonwealth of Virginia Compensation Board, the sum of up to Two Hundred Forty Seven Thousand Dollars (\$247,000) is hereby appropriated and authorized for

expenditure for the Technology Program from the Virginia Technology Trust Fund.

(f) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Forty Five Thousand Dollars (\$45,000) is hereby appropriated and authorized for expenditure for the Virginia Sexual and Domestic Violence Victims Fund Paralegal from the Virginia Sexual and Domestic Violence Victims Fund.

(g) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Eighty Seven Thousand Dollars (\$87,000) is hereby appropriated and authorized for expenditure for the Prosecution Program from the Violence Against Women Act VSTOP Grant Program.

(1) That a local cash match of up to Twenty Nine Thousand Dollars (\$29,000) in appropriated funds is hereby authorized to be expended for the Prosecution Program from the Commonwealth's Attorney General Fund Account.

(h) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to One Hundred Fourteen Thousand Dollars (\$114,000) is hereby appropriated and authorized for expenditure for the Victim Services Program from the Victims of Crime Act Grant Program.

(i) That, if and when made available from the Virginia Department of Criminal Justice Services, the sum of up to One Hundred Ninety Thousand Dollars (\$190,000) is hereby appropriated and authorized for expenditure for the Victims of Crime Act Victims Services Grant Program restoration funding.

(j) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Seven Hundred Thirty Thousand Dollars (\$730,000) is hereby appropriated and authorized for expenditure for the Victim Services Program from the Victim Witness Assistance Grant Program.

(k) That, if and when made available from revenues collected from fines and fees related to the State Asset Forfeiture collections, the sum of Sixty Five Thousand Dollars (\$65,000) is hereby appropriated and authorized for expenditure for purposes authorized pursuant to the Commonwealth of

Virginia's forfeiture statutes, including the cost of investigations, training, equipment, and other law enforcement operations.

(l) That, if and when made available from COX Communications Hampton Roads, LLC, the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure for the Public Education Program from the Public Education Grants (PEG).

(m) That, if and when made available from Virginia Department of Emergency Management, the sum of up to Two Million Fifteen Thousand Dollars (\$2,015,000) is hereby appropriated and authorized for expenditure for the Flood Mitigation Assistance Program from the Flood Mitigation Assistance Grant.

(1) That a local cash match of up to One Hundred Seventy Nine Thousand Dollars (\$179,000) in appropriated funds is hereby authorized to be expended for the Flood Mitigation Assistance Program from the Emergency Preparedness and Response Fund Account.

(n) That, if and when made available from Virginia Department of Emergency Management, the sum of up to One Hundred Fourteen Thousand Dollars (\$114,000) is hereby appropriated and authorized for expenditure for the Local Emergency Management Program from the Local Emergency Management grant.

(1) That a local cash match of up to One Hundred Fourteen Thousand Dollars (\$114,000) in appropriated funds is hereby authorized to be expended for the Local Emergency Management Program from the Emergency Preparedness and Response Fund Account.

(o) That, if and when made available from Commonwealth of Virginia - Virginia 9-1-1 Services Board, the sum of up to Three Thousand Dollars (\$3,000) is hereby appropriated and authorized for expenditure for the Public Safety Answering Point Program from the Virginia Information Technologies Agency - Public Safety Answering Point grant.

(p) That, if and when made available from the U.S. Department of Homeland Security, Federal Emergency Management Assistance, the sum of up to One Million One Hundred Eighty Two Thousand Dollars (\$1,182,000)

is hereby appropriated and authorized for expenditure for the purchase of a fire rescue vehicle from the Assistance to Firefighters Grant.

(1) That a local cash match of up to One Hundred Eighteen Thousand Two Hundred Dollars (\$118,200) is hereby authorized to be expended for the purchase of a fire rescue vehicle.

(q) That, if and when made available from Virginia Department of Fire Programs, the sum of up to One Million Two Hundred Thousand Dollars (\$1,200,000) is hereby appropriated and authorized for expenditure for the Aid to Localities Program from the Virginia Department of Fire Programs - Aid to Localities Grant.

(r) That, if and when made available from Virginia Department of Health and the Department of Emergency Medical Services, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the Emergency Medical Services program from the Four for Life - Emergency Medical Services Grant.

(s) That, if and when made available from Virginia Department of Health and the Department of Emergency Medical Services, the sum of up to Thirty Five Thousand Dollars (\$35,000) is hereby appropriated and authorized for expenditure for the Rescue Squad Assistance Fund.

(1) That a local cash match of up to Thirty Five Thousand (\$35,000) Dollars in appropriated funds is hereby authorized to be expended for the Rescue Squad Assistance purchases.

(t) That, if and when made available from Virginia Department of Emergency Management, the sum of up to Thirty Five Thousand Dollars (\$35,000) is hereby appropriated and authorized for expenditure for the Homeland Security Grant.

(u) That, if and when made available from revenue from fines and fees for HAZMAT related incidents, the sum of One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure.

(v) That, if and when made available from the Commonwealth of Virginia Children's Services Act

Program, the sum of up to Eight Million Six Hundred Forty Thousand Dollars (\$8,640,000) is hereby appropriated and authorized for expenditure for the Virginia Children's Services Act program from the Virginia Children's Services Act grant.

(1) That a local cash match of up to Three Million Three Hundred Sixty Thousand Dollars (\$3,360,000) in appropriated funds is hereby authorized to be expended for the Virginia Children's Services Act program from the Human Services General Fund Account.

(w) That, if and when made available from the Virginia Department of Juvenile Justice, the sum of up to Six Hundred Forty Thousand Dollars (\$640,000) is hereby appropriated and authorized for expenditure for the Virginia Juvenile Community Crime Control Act Program from the Virginia Juvenile Community Crime Control Act grant.

(1) That a local cash match of up to Six Hundred Forty Thousand Dollars (\$640,000) in appropriated funds is hereby authorized to be expended for the Virginia Juvenile Community Crime Control Act Program from the Human Services General Fund Account.

(x) That, if and when made available from Schools and Libraries Division of the Universal Service Fund E-Rate Reimbursement Program, the sum of up to One Hundred Five Thousand Dollars (\$105,000) is hereby appropriated and authorized for expenditure for the E-Rate Reimbursement Program from the E-Rate Reimbursement Program grant.

(y) That, if and when made available from Hampton Roads Community Foundation, the sum of up to Twenty Five Thousand Five Hundred Dollars (\$25,500) is hereby appropriated and authorized for expenditure for the Hampton Roads Community Foundation Grant.

(z) That, if and when made available from Norfolk Public Library Foundation, the sum of up to Fifteen Thousand Dollars (\$15,000) is hereby appropriated and authorized for expenditure for the Sargeant Memorial Collection and Maker Studio Programs.

(aa) That, if and when made available from the Library Gift Account, the sum of up to Twenty Five Thousand Dollars (\$25,000) is hereby appropriated

and authorized for expenditure for various branch operations.

(bb) That, if and when made available from Friends of Norfolk Public Library, the sum of up to Fifteen Thousand Dollars (\$15,000) is hereby appropriated and authorized for expenditure for various programs.

(cc) That, if and when made available from Friends of Norfolk Public Library, the sum of up to Thirty Thousand Dollars (\$30,000) is hereby appropriate and authorized for expenditure for the Summer Reading Program.

(dd) That, if and when made available from Virginia Commission for the Arts, the sum of up to Four Thousand Five Hundred Dollars (\$4,500) is hereby appropriated and authorized for expenditure for the Creative Communities Partnership.

(1) That, a local cash match of up to Four Thousand Five Hundred Dollars (\$4,500) in appropriated funds is hereby authorized to be expended for the Creative Communities Partnership from the Norfolk Arts General Fund Account.

(ee) That, if and when made available from various donations and gifts, a sum of up to Fifty Thousand Dollars (\$50,000) is hereby appropriated and authorized for expenditure for various art projects.

(ff) That, if and when made available from the Supreme Court of Virginia, the sum of up to Fifty Thousand Dollars (\$50,000) is hereby appropriated and authorized for expenditure for the Vivitrol Program.

(gg) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Three Hundred Ten Thousand Dollars (\$310,000) is hereby appropriated and authorized for expenditure for the Crisis Stabilization Program.

(hh) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, through the Hampton Newport News Community Services Board (HNNCSB), the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated an authorized for expenditure for the

Norfolk Community Services Board to provide Emergency Services from the Emergency Services Grant Program.

(ii) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the Forensic Program of Assertive Community Treatment from the Forensic Program of Assertive Community Treatment grant.

(jj) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, allocated by Chesapeake Integrated Behavioral Health Care, the sum of up to Two Hundred Thirty Thousand Dollars (\$230,000) is hereby appropriated and authorized for expenditure for the Norfolk Community Services Board to provide forensic discharge planner services to Hampton Roads Regional Jail.

(kk) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Six Hundred Twenty Thousand Dollars (\$620,000) is hereby appropriated and authorized for expenditure for the Outpatient Services Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(ll) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Eighty Three Thousand Dollars (\$283,000) is hereby appropriated and authorized for expenditure for the Primary Care Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(mm) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Seventy Thousand Dollars (\$270,000) is hereby appropriated and authorized for expenditure for the Same Day Access Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(nn) That, if and when made available from Virginia Department of Behavioral Health and Developmental

Services, the sum of up to One Hundred Forty Five Thousand Dollars (\$145,000) is hereby appropriated and authorized for expenditure for the Peer Recovery Center Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(oo) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Eighty Five Thousand Dollars (\$85,000) is hereby appropriated and authorized for expenditure for the Veteran's Services Program from the Mental Health System Transformation Excellence and Performance in Virginia grant.

(pp) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Thirty One Thousand Dollars (\$131,000) is hereby appropriated and authorized for expenditure for the Peer Recovery Center from the Peer Recovery Center grant.

(qq) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Million Six Hundred Ten Thousand Dollars (\$2,610,000) is hereby appropriated and authorized for expenditure for the Permanent Supportive Housing program from the Permanent Supportive Housing grant.

(rr) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Five Hundred Seventy Thousand Dollars (\$570,000) is hereby appropriated and authorized for expenditure for the Pharmacy and Medication Support Program from the Pharmacy and Medication Support grant.

(ss) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, through the Health Planning Region Planning V, the sum of up to Twenty Five Thousand Dollars (\$25,000) is hereby appropriated and authorized for expenditure for the Norfolk Community Services Board to provide psychiatry services for children and adolescents.

(tt) That, if and when made available from Virginia Department of Behavioral Health and Developmental

Services, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the State Opioid Response Program for Opioid Prevention.

(uu) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to Four Hundred Forty Three Thousand Dollars (\$443,000) is hereby appropriated and authorized for expenditure for the State Opioid Response Program for Opioid Recovery.

(vv) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure for the State Opioid Response Program for Opioid Treatment.

(ww) That, if and when made available from Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Thirty Thousand Dollars (\$130,000) is hereby appropriated and authorized for expenditure for the Medication Assisted Treatment for Opioid Use Disorder Program from the Virginia State General Fund.

(xx) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to One Hundred Forty Thousand Dollars (\$140,000) is hereby appropriated and authorized for expenditure for the Mental Health System Transformation Excellence and Performance in Virginia for IT Infrastructure.

(yy) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the Mental Health System Transformation Excellence and Performance in Virginia for Care Coordination Services.

(zz) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to Sixty Thousand Dollars (\$60,000) is hereby appropriated and authorized for expenditure for the Mental Health System Transformation Excellence and Performance in Virginia for Psychiatric Rehabilitation Services.

(aaa) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to Eighty Thousand Dollars (\$80,000) is hereby appropriated and authorized for expenditure for the Mental Health System Transformation Excellence and Performance in Virginia for Case Management Services.

(bbb) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to Forty Thousand Dollars (\$40,000) is hereby appropriated and authorized for expenditure for the Problem Gambling Prevention Services.

(ccc) That, if and when made available from the Virginia Department of Behavioral Health and Developmental Services, the sum of up to Twenty Thousand Dollars (\$20,000) is hereby appropriated and authorized for expenditure for the Mental Health First aid and Suicide Prevention program.

(ddd) That, if and when made available from U.S. Department of Justice, the sum of up to Two Hundred Thousand Dollars (\$200,000) is hereby appropriated and authorized for expenditure for the Edward Byrne Memorial Justice Assistance Grant Program from the Edward Byrne Memorial Justice Assistance grant.

(eee) That, if and when made available from Virginia Department of Motor Vehicles, the sum of up to One Hundred Five Thousand Dollars (\$105,000) is hereby appropriated and authorized for expenditure for the Alcohol Program from the DMV Selective Enforcement grant for alcohol impairment, occupant protection, and speed reduction.

(1) That a local cash match of up to Fifty Two Thousand Five Hundred Dollars (\$52,500) in appropriated funds is hereby authorized to be expended for the Alcohol Enforcement Program from the Police General Fund Account.

(fff) That, if and when made available from Federal Emergency Management Agency, the sum of up to Three Hundred Twenty Five Thousand Dollars (\$325,000) is hereby appropriated and authorized for expenditure for the Port Security Grant.

(1) That a local cash match of up to One Hundred Ten Thousand Dollars (\$110,000) in

appropriated funds is hereby authorized to be expended for the Port Security Grant from the Police General Fund Account.

(ggg) That, if and when received from the Virginia Department of Emergency Management, the sum of up to One Hundred Fifty Thousand Dollars (\$150,000) is hereby appropriated and authorized for expenditure for the Homeland Security Grant Program for Urban Area Security Initiative.

(hhh) That, if and when received from the Virginia Department of Emergency Management, the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure for the Homeland Security Grant.

(iii) That, if and when received from the Virginia State Police, the sum of up to Fifteen Thousand Dollars (\$15,000) is hereby appropriated and authorized for expenditure for Annual Training and Equipment Grant.

(jjj) That, if and when received from the Virginia Department of Criminal Justice Services, the sum of up to One Million Five Hundred Thousand Dollars (\$1,500,000) is hereby appropriated and authorized for expenditure for Firearm Prevention and Intervention.

(kkk) That, if and when received from the Virginia Department of the Attorney General, the sum of up to Three Hundred Thousand Dollars (\$300,000) is hereby appropriated and authorized for expenditure for Project Safe Neighborhoods Grant.

(lll) That, if and when received from the Virginia Department of the Attorney General, the sum of up to Twenty Five Thousand Dollars (\$25,000) is hereby appropriated and authorized for expenditure for Hampton Roads Human Trafficking Task Force Grant.

(mmm) That, if and when received from the Virginia Department of Criminal Justice Services, the sum of up to Five Hundred Thousand Dollars (\$500,000) is hereby appropriated and authorized for expenditure for Operation Cease Fire Grant.

(nnn) That, if and when made available from funds generated from various court related fees, the sum of up to One Hundred Fifty Thousand Dollars (\$150,000) is hereby appropriated and authorized for expenditure for support of Local Police Training and Academy and Training Division of Norfolk Police Department.

(ooo) That, if and when made available from funds generated from donations, the sum of up to One Hundred Thousand Dollars (\$100,000) is hereby appropriated and authorized for expenditure for various programs.

(ppp) That, if and when received from the U.S. Department of Justice and U.S. Department of the Treasury, the sum of up to Seventy Five Thousand Dollars (\$75,000) is hereby appropriated and authorized for expenditure for Federal Forfeiture Collections.

(qqq) That, if and when received from the Virginia Department of Criminal Justice Services, the sum of up to Two Hundred Fifty Five Thousand Dollars (\$255,000) is hereby appropriated and authorized for expenditure for State Forfeiture Collections.

(rrr) That, if and when received from the U.S. Department of Environmental Protection Agency, the sum of up to Four Hundred Thousand Dollars (\$400,000) is hereby appropriated and authorized for expenditure for Chesapeake Bay Program Partnership.

(sss) That, if and when made available from Virginia Department of Environmental Quality, the sum of up to Sixty Thousand Dollars (\$60,000) is hereby appropriated and authorized for expenditure for the Keep Norfolk Beautiful Program from the Litter Prevention and Recycling Program grant.

(ttt) That, if and when made available from the Sheriff, funds generated from the 811 Market Place Program (Inmate Commissary Account), the sum of up to Three Hundred Fifty Thousand Dollars (\$350,000) is hereby appropriated and authorized for expenditure for 811 Market Place Program.

(uuu) That, if and when made available from funds generated from the Sheriff's Inmate Commissary

Account, the sum of up to Two Hundred Thirty Five Thousand Dollars (\$235,000) is hereby appropriated and authorized for expenditure for the Inmate Classification Specialist Program.

(vvv) That, if and when made available from funds generated from Sheriff's Community Corrections Program (Work Release, Inmate Work Force, and Electronic Monitoring), the sum of up to Five Hundred Eighty Six Thousand Dollars (\$586,000) is hereby appropriated and authorized for expenditure for the Sheriff's Community Correction Program.

(www) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to Thirty Nine Thousand Dollars (\$39,000) is hereby appropriated and authorized for expenditure for the Addiction Recovery Program from the Addiction Recovery Grant Program.

(xxx) That, if and when made available from Virginia Department of Criminal Justice Services, the sum of up to One Hundred Fifty One Thousand Dollars (\$151,000) is hereby appropriate and authorized for expenditure for the Residential Substance Abuse Treatment Program.

(1) That a local cash match of up to Fifty One Thousand Dollars (\$51,000) in appropriated funds is hereby authorized to be expended for the Residential Substance Abuse Treatment Program.

(yyy) That, if and when made available from U.S. Department of Justice, the sum of up to Forty Thousand Dollars (\$40,000) is hereby appropriated and authorized for expenditure for the State Criminal Alien Assistance Program from the State Criminal Alien Assistance Program grant.

(zzz) That, if and when made available from U.S. Marshal Service, the sum of up to Two Hundred Fifty Thousand Dollars (\$250,000) is hereby appropriated and authorized for expenditure for the U.S. Marshal Services Program.

(aaaa) That, if and when made available from Income from Project Lifesaver Program, the sum of up to Twenty Thousand Dollars (\$20,000) is hereby

appropriated and authorized for expenditure for the Project Lifesaver Program.

(bbbb) That, if and when made available from State and Federal Asset Forfeiture Collections, the sum of up to Three Hundred Fifty Thousand Dollars (\$350,000) is hereby appropriated and authorized for expenditure for Asset Forfeiture Collections.

(cccc) That, if and when made available from the Virginia Department of Transportation - SMART Scale reimbursable VDOT Funding Program, the sum of up to Eighteen Million Five Hundred One Thousand Nine Dollars (\$18,501,009) is hereby appropriated and authorized for expenditure for the project.

(dddd) That, if and when made available from the Virginia Department of Transportation - Highway Safety Improvements Program, the sum of up to Seven Million Seven Hundred Four Thousand Six Hundred Five Dollars (\$7,704,605) is hereby appropriated and authorized for expenditure for the project.

(eeee) That, if and when made available from the Virginia Department of Transportation State of Good Repair - Primary Extension Program, the sum of up to One Million Four Hundred Ninety Nine Thousand Nine Hundred Ninety Five Dollars (\$1,499,995) is hereby appropriated and authorized for expenditure for the project.

(ffff) That, if and when made available from the Virginia Department of Transportation Bridge Formula of Infrastructure Investment and Jobs Act, the sum of up to One Million Dollars (\$1,000,000) is hereby appropriated and authorized for expenditure for the project.

(gggg) That, if and when made available from the U.S. Department of Transportation Safe Streets and Roads for All, the sum of up to Two Hundred Forty Thousand Dollars (\$240,000) is hereby appropriated and authorized for expenditure for multimodal action plan.

(1) That a local cash match of up to Sixty Thousand Dollars (\$60,000) in appropriated funds is hereby authorized to be expended for the VDOT Project Management.

(hhhh) That, if and when made available from the U.S. Department of Transportation Reconnecting Communities Project - Planning Grant, the sum of up to One Million Six Hundred Thousand Dollars (\$1,600,000) is hereby appropriated and authorized for expenditure for the project.

(1) That a local cash match of up to Four Hundred Thousand Dollars (\$400,000) in appropriated funds is hereby authorized to be expended for the VDOT Project Management.

(iiii) That, if and when made available from the Department of Housing and Urban Development, the sum of up to Three Million Dollars (\$3,000,000) is hereby appropriated and authorized for expenditure for Neighborhood Safety LED Streetlight Upgrades.

(jjjj) That, if and when made available from the Department of Energy, the sum of up to Two Hundred Seventy Two Thousand Dollars (\$272,000) is hereby appropriated and authorized for expenditure for Energy Efficiency and Conservation Block Grant.

(kkkk) That, if and when made available from the U.S. Environmental Protection Agency, the sum of up to Two Million Five Hundred Thousand Dollars (\$2,500,000) is hereby appropriated and authorized for Community Project Funds - River Oaks Water and Sewer Replacement.

(llll) That, if and when made available from the U.S. Environmental Protection Agency, the sum of up to Two Million Three Hundred Thousand Dollars (\$2,300,000) is hereby appropriated and authorized for Community Project Funds - West Ocean View Water and Sewer Replacement.

(mmmm) That, if and when made available from the U.S. Environmental Protection Agency, the sum of up to One Million Six Hundred Thousand Dollars (\$1,600,000) is hereby appropriated and authorized for Community Project Funds - Ballentine Place Water and Sewer Replacement.

(nnnn) That, if and when made available from the Virginia Department of Environmental Quality, the sum of up to Three Million Four Hundred Thousand Dollars (\$3,400,000) is hereby appropriated and authorized for Wastewater Funds Program.

Section 15:- That Sections 12-266, 12-267, 12-268, 12-269, 12-270, 12-275, 12-270, 12-290.1, 12-290.2, 12-290.3 of the Norfolk City Code, 1979, as amended, are hereby amended and reordained in their entirety so as to read as follows:

Sec.12-266

Charges for grave openings and closings - Mausoleum burials.

The charges for opening and closing graves for mausoleum burials in the city cemeteries shall be as follows:

- (1) *Regular Crypt - Public mausoleums*-Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be one thousand dollars (\$1,000.00).
- (2) *Ash Crypt - Public mausoleums* - Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be eight hundred dollars (\$800.00).
- (3) *Servicing burial - Private mausoleums* - Monday through Friday, 8:30 a.m. to 4:00 p.m.: the fee shall be one thousand dollars (\$1,000.00).
- (4) *Regular crypt - Public mausoleums* - Saturday: the fee shall be one thousand two hundred dollars (\$1,200.00).
- (5) *Ash crypt - Public mausoleums* - Saturday: the fee shall be nine hundred dollars (\$900.00).
- (6) *Servicing burial - Private mausoleum* - Saturday: the fee shall be one thousand two hundred dollars (\$1,200.00).
- (7) *Regular crypt - Public mausoleums* - Sunday and holidays: the fee shall be one thousand three hundred dollars (\$1,300.00).
- (8) *Ash crypt - Public mausoleums* - Sunday and holidays: the fee shall be one thousand dollars (\$1,000.00).
- (9) *Servicing burials - Private mausoleum* - Sunday and holidays: the fee shall be one thousand three hundred dollars (\$1,300.00).

Sec.12-267

Same - Ground burials.

The charges for opening and closing graves for ground burials in the city cemeteries shall be as follows:

- (1) *Adult grave* - Monday through Friday, 8:30 a.m. to 4:00 p.m.: The fee shall be one thousand three hundred dollars (\$1,300.00)
- (2) *Child under twelve (12) years* - Monday through Friday, 8:30 a.m. to 4:00 p.m.: The fee shall be five hundred dollars (\$500.00). For a child twelve (12) years or over, adult prices shall be charged.
- (3) *Ash opening* - Monday through Friday, 8:30 a.m. to 4:00 p.m.: The fee shall be eight hundred dollars (\$800.00).
- (4) *Adult grave* - Saturday: The fee shall be one thousand five hundred dollars (\$1,500.00).
- (5) *Child under twelve (12) years* - Saturday: The fee shall be six hundred dollars (\$600.00).
- (6) *Ash opening* - Saturday: The fee shall be nine hundred dollars (\$900.00).
- (7) *Adult grave* - Sunday and holidays: The fee shall be one thousand seven hundred dollars (\$1,700.00).
- (8) *Child under twelve (12) years* - Sunday and holidays: The fee shall be seven hundred dollars (\$700.00).
- (9) *Ash opening* - Sunday and holidays: The fee shall be one thousand dollars (\$1,000.00).

Sec.12-268 Charges for disinterments - Mausoleums.

The charges for mausoleum disinterments at city cemeteries shall be as follows:

- (1) Regular crypt - Public mausoleum \$2,000.00
- (2) Ash crypt - Public mausoleum...\$1,000.00

Sec.12-269 Same - Ground.

The charges for ground disinterments at city cemeteries shall be as follows:

- (1) Adult.....\$2,000.00
- (2) Child under twelve (12) years..\$1,000.00

For a child twelve (12) years or over
adult prices shall be charged.

(3) Ashes.....\$900.00.

**Sec.12-270 Fee for transfer of lots or
grave sites.**

The cemetery superintendent shall charge and collect a fee of two hundred dollars (\$200.00) for the transfer of ownership of any lot or grave site previously sold.

There shall be an additional fee of two hundred dollars (\$200.00) per grave for the transfer of ownership of any grave sold prior to March 11, 1969, in Forest Lawn, Calvary, Elmwood, Cedar Grove, West Point, Hebrew, and Magnolia cemeteries for which there has been no previous endowed care fund contributions.

**Sec.12-275 Charges for installation of
foundations.**

The charge for the installation of a foundation for a gravestone, marker, monument or other such structure shall be one and 25/100 dollars (\$1.25) per square inch of the base surface. There shall be a minimum charge of one hundred twenty-five dollars (\$125.00) for the installation of upright markers supplied by the Veterans Administration. Payment shall be made upon application for a foundation.

**Sec.12-276 Charge for each additional
interment.**

The charge for each additional right of interment shall be seven hundred dollars (\$700.00).

**Sec.12-290.1 Prices for adult graves in city
cemeteries.**

Except as otherwise provided, the price of adult graves in Calvary Cemetery, Hebrew Cemetery, and Riverside Memorial ark shall be one thousand five hundred dollars (\$1,500.00) per single-grave lot, three thousand dollars (\$3,000.00) per two-grave lot, for graves requiring flush, ground-level markers, and one thousand seven hundred dollars (\$1,700.00) per single-grave lot, three thousand

four hundred dollars (\$3,400.00) per two-grave lot, for graves permitting upright markers. Except as otherwise provided, the price for adult graves in Forest Lawn Cemetery shall be one thousand seven hundred dollars (\$1,700.00) per single-grave lot, three thousand four hundred dollars (\$3,400.00) per two-grave lot, for graves requiring flush, ground-level markers, and two thousand four hundred dollars (\$2,400.00) per single-grave lot, four thousand eight hundred dollars (\$4,800.00) per two-grave lot, for graves permitting upright markers.

Sec.12-290.2 Price for child's grave in city cemeteries.

Except as otherwise provided, the price of a grave for a child in Cedar Grove Cemetery, Elmwood Cemetery, Forest Lawn Cemetery, Calvary Cemetery, Magnolia Cemetery, West Point Cemetery and Riverside Memorial Park shall be five hundred dollars (\$500.00).

Sec.12-290.3 Special prices - Forest Lawn Cemetery.

Notwithstanding the provisions of Section 12-290.1, the following prices shall be charged for lots and graves in Forest Lawn Cemetery:

- (1) Lots 1 through 40 Pine Gardens III; lots 344 through 369 Fir III; lot 458, lots 467 through 483, lots 505 and 506, and lots 529 through 571 Center Park North: one thousand five hundred dollars (\$1,500.00) per grave.
- (2) Lots 1 through 58 David's Garden III; lots 393 through 410 in Block B and lots 397 through 414 in Block C of Tree of Live IV; lots 427 through 437 Pine Gardens III; lots 713 through 720 Fir Lawn II; two thousand four hundred dollars (\$2,400.00) per single-grave lot, four thousand eight hundred dollars (\$4,800.00) per double-grave lot and nine thousand six hundred dollars (\$9,600.00) per quadruple-grave lot.
- (3) Lots 331 through 382 Fir II; lots 41 through 80 Pine Gardens III; lots 450 through 457, lots 459 through 466, lots 484 through 504 and lots 507 through 528 Center

Park North: two thousand dollars (\$2,000.00) per single-grave lot and four thousand dollars (\$4,000.00) per double-grave lot.

- (4) Mausoleum sites: Twenty dollars (\$20.00) per square foot.
- (5) Ash niches: Holly Circle - Two thousand four hundred dollars (\$2,400.00) per niche.
- (6) Ash niches: Pine Circle - two thousand six hundred dollars (\$2,600.00) per lot.
- (7) Lots 1 through 13, 15, 16, 18 through 24, 26, 27, 30 through 32, 43, 44, 47 through 50, 52 through 56 and 259 through 286 in Block A; Lots 355 through 386 in Block B; Lots 1 through 3, 6 through 9, 11 through 18, 21 through 24, 26 through 30, 33 through 38, 41 through 45, 48 through 52, 54 through 59, 426, 442, 467 through 507 in Block C; and Lots 1 through 25, 48 through 65, 66 through 85, 189, 190, 221, 222, 337, 338, 369, 370 and 474 through 484 in Block D Northwest Lawn, which will be two thousand six hundred dollars (\$2,600.00) per grave.
- (8) Casket spaces: Community mausoleum - Level G: three thousand four hundred dollars (\$3,400.00) for a single casket space, five thousand dollars (\$5,000.00) for a tandem casket space; Level F: three thousand eight hundred dollars (\$3,800.00) for a single casket space, six thousand dollars (\$6,000.00) for a tandem casket space; Level E: four thousand two hundred dollars (\$4,200.00) for a single casket space, six thousand eight hundred dollars (\$6,800.00) for a tandem casket space; Level D: four thousand seven hundred dollars (\$4,700.00) for a single casket space, seven thousand four hundred dollars (\$7,400.00) for a tandem casket space; Level C: four thousand eight hundred dollars (\$4,800.00) for a single casket space, eight thousand one hundred dollars (\$8,100.00) for a tandem casket space; Level B: five thousand dollars (\$5,000.00) for a single casket space, eight thousand six hundred dollars (\$8,600.00) for a tandem casket space; Level A: four thousand seven hundred dollars (\$4,700.00) for a single casket space, eight thousand one hundred

dollars (\$8,100.00) for a tandem casket space.

- (9) Ash niches: Community mausoleum - Levels J through L: one thousand two hundred dollars (\$1,200.00) per niche; Levels G through I: one thousand six hundred dollars (\$1,600.00) per niche; Levels C through F: two thousand hundred dollars (\$2,000.00) per niche; Levels A through B: one thousand six hundred dollars (\$1,600.00) per niche.

Section 16:- That Section 24-205 of the Norfolk City Code, 1979, as amended, is hereby amended and reordained in its entirety so as to read as follows:

Sec.24-205

Definitions.

For the purpose of this division, permanently and totally disabled shall be as defined in § 58.1-3217 and determined as set forth in § 58.1-3213(D) of the Code of Virginia, 1950, as amended.

"Average residential tax" is the average residential assessment in the July 1 real estate land book of the fiscal year immediately preceding the fiscal year for which relief is sought multiplied by the applicable real estate tax rate for the fiscal year for which relief is sought.

"Nonqualified transfer" means a transfer in ownership of the real estate by gift or otherwise not for bona fide consideration, other than (i) a transfer by the qualified owner to a spouse, including without limitation a transfer creating a tenancy for life or joint lives; (ii) a transfer by the qualified owner or the qualified owner and his spouse to a revocable inter vivos trust over which the qualified owner, or the qualified owner and his spouse, hold the power of revocation; or (iii) a transfer to an irrevocable trust under which a qualified owner alone or in conjunction with his spouse possesses a life estate or an estate for joint lives, or enjoys a continuing right of use or support.

"Qualified owner" means the owner of the real property who qualifies for a tax deferral by county, city, or town ordinance.

"Real estate tax relief amount" is the annual amount established by city council budgeted for the purpose of providing real estate tax deferrals under section 24-209.1 of the Norfolk City Code,

after providing the real estate tax exemptions for disabled veterans pursuant to Code of Virginia § 58.1-3219.5 and the amount of exemptions and deferrals provided under section 24-209 of the Norfolk City Code.

Section 17:- That Subsections (a) and (e) of Section 41-21 of the Norfolk City Code, 1979, as amended, is hereby amended and reordained in their entirety so as to read as follows:

Sec. 41-21 Fees for the collection and disposal of refuse.

The following maximum fees are hereby established for the collection and disposal of refuse (garbage and bulky waste) by city forces:

- (a) Three hundred forty-two four dollars and twelve cents (\$342.12) per year for each single-family dwelling unit or dwelling units in multiple residences not exceeding four (4) families or dwelling units.
- (e) Five hundred sixty-nine dollars and twenty-eight cents (\$569.28) per year for each container serving multiple residences exceeding four (4) families.

Section 18:- That Subsection (a) of Section 41.1-23 of the Norfolk City Code, 1979, as amended, is hereby amended and reordained in its entirety so as to read as follows:

Sec. 41.1-23(a) Stormwater management fees.

- (a) The following stormwater management fees are hereby authorized:

Type of Account	Daily Rate	Effective Date
Residential Accounts	\$0.452	July 1, 2023
Nonresidential Accounts	\$0.452 per 2,000 square foot of impervious area	July 1, 2023

For residential accounts that are active as of July 1, 2023, the rate will increase on July 1, 2023, so that the rate will be \$0.452 per day. For nonresidential accounts, the rate will increase on July 1, 2023, to \$0.452 per day per two thousand (2,000) square feet of impervious surface. Rates

will be calculated by rounding to the nearest two thousand (2,000) square feet of impervious area with a minimum bill based on two thousand (2,000) square feet. Annual increases of four percent (4%) over the previous year's stormwater rate for residential and nonresidential accounts will begin July 1 of each year, until amended.

In addition to the above daily rates, the residential stormwater charge shall be one dollar (\$1.00) per month per account and the nonresidential stormwater charge shall be one dollar (\$1.00) per month per two thousand (2,000) square feet of impervious surface.

Section 19:- That there is hereby set-aside from the General Fund revenues a sum sufficient, estimated at Five Million Four Hundred Ninety Thousand Dollars (\$5,490,000) to be the amount by which revenue is reduced for the purpose of providing real estate tax exemptions and deferrals for the elderly and disabled under Chapter 24, Article IV, Division 2 of the Norfolk City Code, 1979, real estate tax exemptions for disabled veterans pursuant to Code of Virginia, Section 58.1-3219.5, real estate tax exemptions of the principal residences of surviving spouses of members of the armed forces of the United States killed in action, pursuant to Code of Virginia, Section 58.1-3219.9, and real estate tax exemptions of the principal residence of surviving spouses of certain persons killed in the line of duty under Chapter 24, Article IV, Division 2.2 of the Norfolk City Code, 1979, as amended.

The Department of Human Services, as designated by the City Manager, shall administer this program.

Section 20:- There are hereby appropriated the revenues from the taxes imposed on the service district created by Council pursuant to Section 15.2-2400 of the Code of Virginia, 1950, as amended, known as the Downtown Service District (sometimes referred to as the Downtown Improvement District) in the estimated amount set out in a line item in the attachments incorporated into this ordinance, to be used by the Downtown Norfolk Council for the purposes set out in Section 24-212.1 of the Code of the City of Norfolk (1979), as amended, and in Section 15.2-2403 of the Code of Virginia, 1950, as amended.

Section 21:- That the provisions of this ordinance are hereby declared to be severable. If any part,

section provision, sentence, clause or phrase, or the application thereof to any person or circumstance, is adjudged to be unconstitutional or invalid for any reason, the remainder of the ordinance shall remain in full force and effect and its validity shall not be impaired, it being the legislative intent now hereby declared that the ordinance would have been adopted even if such invalid matter had not been included or if such invalid application had not been made.

Section 22:- That this ordinance shall be in effect from and after July 1, 2023.

CERTIFICATION OF FUNDING

Account No.: HUD account

Amount: \$7,054,048

CERTIFICATION OF FUNDING

Account No.: Annual Recurring Grants

Amount: \$86,498,241

CERTIFICATION OF FUNDING

Account No.: Various

Amount: \$1,439,857,612

Adopted by Council June 13, 2023
Effective July 1, 2023

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY: _____
CHIEF DEPUTY CITY CLERK



To the Honorable Council
City of Norfolk, Virginia

June 13, 2023

From: Catheryn R. Whitesell
Deputy City Manager

Subject: Capital Improvement Budget -
FY24

Reviewed:

Catheryn R. Whitesell, Deputy City
Manager

Ward/Superward:

Approved:

Dr. Larry H. Filer II, City Manager

Item Number:

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** City of Norfolk

III. **Description:**

This agenda item is an ordinance to approve and authorize the Fiscal Year (FY) 2024 Capital Improvement Plan (CIP) for the city. The following Table 1 provides a breakdown of the CIP by source.

Table 1 – FY 2024 CIP

Fiscal Year 2024 Capital Improvement Plan	
Fund	Budget
General Capital	\$276,817,147
Parking Facilities	\$6,500,822
Storm Water Utility	\$28,715,200
Wastewater Utility	\$28,880,000
Water Utility	\$54,700,000
Total Capital Improvement Plan	\$395,613,169

IV. Analysis:

This ordinance distributes Capital Improvement Plan funds in accordance with the City Manager's FY 2024 Capital Improvement Budget that was presented to City Council on March 28, 2023, and subsequent City Council amendments from the budget work sessions.

There have been a series of changes to the City Manager's FY 2024 Capital Improvement Budget. These changes included both increases and decreases in proposed projects as well as the creation of several new capital projects. Details of the amendments and the recommended funding sources are detailed below:

Sources of CIP Amendment Funds	FY 2024
FY 2022 Surplus/Fund Balance	\$5,950,000
Increase state contribution for floodwall	\$28,800
Reduce <i>Restore Riverside Memorial Park Shoreline</i> grant funds	(\$800,000)
Decrease Parking revenue transferred to CIP	(\$1,549,178)
Debt	(\$22,600,000)
Total:	(\$18,970,378)

Uses of CIP Amendment Funds	FY 2024
New project <i>Provide Funds for Virginia Arts Festival Capital Campaign</i>	\$1,000,000
New project <i>Provide funding for Norfolk Botanical Garden's Capital Campaign</i>	\$2,500,000
New project <i>Provide funding for Fred Heutte Center Maintenance</i>	\$500,000
New project <i>Provide Funding for Maintenance of Banks Community Center in Berkley</i>	\$500,000
New project <i>Provide Funds for Dredging of Lafayette River</i>	\$2,510,000
Increase <i>Invest in Housing Rehabilitation</i>	\$200,000
Increase <i>Improve and Maintain the Zoo</i>	\$550,000
Increase <i>Address School Major Maintenance</i>	\$11,000,000
Increase <i>Improve Granby Street Corridor</i>	\$2,000,000
Increase <i>Renovate Chrysler Hall</i>	\$1,000,000
Decrease <i>Support Parking Garage Re-Lamping Program</i>	(\$1,549,178)
Decrease <i>Restore Riverside Memorial Park Shoreline</i>	(\$800,000)
Decrease <i>Tanners' Creek - NW Branch Neighborhood Maintenance Dredging</i>	(\$750,000)
Decrease <i>Improve Citywide Dredging and Waterways</i>	(\$660,000)
Decrease <i>Perform Pretty Lake Main Channel Maintenance Dredging</i>	(\$1,100,000)
Decrease <i>Construct a Downtown Flood Wall</i>	(\$36,371,200)
Move timeline up for <i>Improve Richmond Crescent and Surrey Crescent Shoreline</i>	\$500,000
Total:	(\$18,970,378)
Proposed FY 2024 Capital Budget	\$414,583,547
Reconciled FY 2024 Capital Budget	\$395,613,169

V. Financial Impact:

The CIP budget ordinance totals \$395,613,169 across all city capital funds and meets the Norfolk City Charter requirements for a balanced budget. See the above Analysis section for more details.

VI. Environmental:

N/A

VII. Community Outreach/Notification:

Pursuant to the Code of Virginia and Norfolk City Charter, this agenda item requires a public hearing. As such, a public hearing notice was published in *The Virginian-Pilot* on April 10, 2023, and the public hearing was held on April 19, 2023.

VIII. Board/Commission Action:

N/A

IX. Coordination/Outreach:

This letter has been coordinated with the Department of Budget and Strategic Planning and the City Attorney's Office.

Supporting documentation from the Department of Budget and Strategic Planning:

- Ordinance

Form and Correctness Approved:


BAP

Pursuant to Section 72 of the City Charter, I hereby certify that the money required for this item is in the city treasury to the credit of the fund from which it is drawn and not appropriated for any other purpose

By: 

Office of the City Attorney

Contents Approved:



By:

Budget and Strategic Planning



Christine Garczynski, Director of Finance

NORFOLK, VIRGINIA

Ordinance No. 49222

AN ORDINANCE APPROVING THE CAPITAL IMPROVEMENT PLAN BUDGET FOR FISCAL YEAR 2024 BEGINNING JULY 1, 2023 AND ENDING JUNE 30, 2024; APPROPRIATING \$395,613,169 FOR CERTAIN PROJECTS APPROVED THEREIN; AUTHORIZING THE ISSUE OF BONDS IN THE AMOUNT OF \$221,054,932; REAPPROPRIATING PREVIOUSLY AUTHORIZED BUT UNISSUED BONDS IN THE AMOUNT OF \$4,600,000; REAPPROPRIATING AND AUTHORIZING THE EXPENDITURE OF PREVIOUSLY AUTHORIZED CASH IN THE AMOUNT OF \$7,900,000; AND APPROPRIATING AND AUTHORIZING THE EXPENDITURE OF \$162,058,237 IN CASH.

- - -

WHEREAS, on March 28, 2023, the City Manager submitted to the City Council a Capital Improvement Plan, which was amended by the City Council on June 13th, for the City for the fiscal year beginning July 1, 2023 and ending on June 30, 2024; and

WHEREAS, it is necessary to appropriate sufficient funds to cover the approved capital projects set forth in the Capital Improvement Plan and to authorize said projects; now therefore,

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That the capital projects set forth below in the Capital Improvement Plan for the fiscal year beginning on July 1, 2023 and ending on June 30, 2024, are hereby approved and the amounts totaling \$395,613,169, or so much thereof as may be necessary, are hereby appropriated for the purposes hereinafter set out:

A. General Capital Improvement Projects

<u>Number</u>	<u>Title</u>	<u>Approved Amount</u>
	Construct a Combination Recreation and Library Facility at the Norfolk Fitness and Wellness Center	65,550,000
1	Wellness Center	
2	Construct a Downtown Flood Wall	56,628,800
3	Address School Major Maintenance	25,891,347
	Improve Half Moone Cruise Terminal for Carnival Contract	12,000,000
4	Carnival Contract	
	Provide funds to Demolish Military Circle Mall	10,000,000
5	Mall	
6	Provide funding for the St. Paul's Bridge	6,350,000
	Provide match funds for Nauticus Exhibit Renovations	6,000,000
7	Renovations	
8	Acquire Fleet Vehicles and Equipment	5,625,000
9	Maintain Municipal Facilities	5,500,000
	Provide funds to Acquire and Renovate Rosna Theatre	5,000,000
10	Theatre	
11	Improve Cultural Facilities	4,850,000
12	Improve the Art District Streetscapes	4,500,000
13	Improve Street Infrastructure Citywide	4,500,000
14	Acquire Technology	4,200,000
15	Support Jail Improvements	3,650,000
16	Improve 23 rd Street Streetscapes	3,500,000
17	Improve Tennis Courts Citywide	3,450,000
18	Revitalize St. Paul's Community	3,000,000
19	Reconstruct and Rehabilitate Hague Bulkhead	2,750,000
20	Provide funds for Dredging of Lafayette River	2,510,000
	Provide funding for Norfolk Botanical Garden's Capital Campaign	2,500,000
21	Garden's Capital Campaign	
22	Improve Harbor Park	2,500,000
23	Repair, Replace, and Maintain Bridges	2,050,000
	Provide funds for Tidewater Community College's Visual Arts Center	2,000,000
24	College's Visual Arts Center	
25	Improve Granby Street Corridor	2,000,000

26	Restore Riverside Memorial Park Shoreline	2,000,000
27	Support Citywide Signage Improvements	1,550,000
28	Provide funds for a Downtown Traffic Study	1,500,000
29	Rehabilitate Pagoda Basin Waterfront and PierPointe Waterfront	1,500,000
30	Improve Infrastructure and Acquire Property	1,500,000
31	Fund Chrysler Museum Capital Campaign	1,500,000
32	Improve Community and Neighborhood Parks	1,300,000
33	Support Repair of Scope Arena	1,150,000
34	Design and Construct Regional Fiber Ring	1,000,000
35	Provide funds for Virginia Arts Festival Capital Campaign	1,000,000
36	Revitalize Ocean View Beach Park	1,000,000
37	Enhance Signals and Intersections	1,000,000
38	Acquire School Buses	1,000,000
39	Renovate Chrysler Hall	1,000,000
40	Construct New Norfolk Animal Care Center	800,000
41	Implement Complete Streets Initiative	750,000
42	Provide funding for Public Safety Emergency Operations Center	750,000
43	Maintain USS Wisconsin BB-64	670,000
44	Improve and Maintain the Zoo	550,000
45	Improve Neighborhood Streets	550,000
46	Renovate Temporary Location of the Real Time Crime Center	517,000
47	Provide funding for Fred Heutte Center Maintenance	500,000
48	Support Major Demolitions	500,000
49	Support Fire-Rescue Modernization Plan	500,000
50	Install ADA Ramps Citywide	500,000
51	Renovate Facilities at Ocean View Elementary Baseball Fields	500,000
52	Support Virginia Zoo Capital Campaign	500,000
53	Provide funding for Maintenance of Banks Community Center in Berkley	500,000
54	Upgrade Security at City Facilities	500,000
55	Improve Richmond Crescent and Surrey Crescent Shoreline	500,000
56	Maintain Fire Stations	500,000
57	Implement Parks and Recreation Master Plan	500,000
58	Maintain Scope/Chrysler Hall Complex	450,000
59	Implement Ocean View Beach Access Routes	400,000
60	Improve Cemeteries Infrastructure	300,000
61	Support Citywide Public Art	250,000
62	Invest in Housing Rehabilitation	200,000
63	Acquisition and Demolition of Blighted Properties in Willoughby	200,000
64	Improve Existing Community Centers	200,000

Develop Multi-purpose Space at Public Works	
65 Operations	125,000
66 Convert Street Lights to LED	100,000
Total General Capital	276,817,147
<u>B. Parking Facilities</u>	
67 Support Parking Garage Re-Lamping Program	2,000,822
68 Maintain Bank Street Garage	1,500,000
69 Maintain Parking Facilities	500,000
70 Maintain Town Point Garage	500,000
71 Support Main Street Garage	500,000
72 Maintain Waterside Garage	500,000
73 Maintain Charlotte Street Garage	500,000
74 Maintain West Plume Street Garage	500,000
Total Parking Facilities	6,500,822
<u>C. Storm Water Utility</u>	
Construct the Blue/Greenway in St. Paul's	
75 Area	17,215,200
76 Conduct Outfall Maintenance and Dredging	2,650,000
77 Improve Glenwood Park Drainage	1,500,000
Implement Flood Mitigation at Sylvan Street	
78 and Walnut Hill Street	1,500,000
Provide Funds for Lowery Road Drainage	
79 Improvements	1,000,000
80 Improve Glenrock Drainage	1,000,000
81 Implement Pond Retrofits Citywide	800,000
Conduct Sliplining and Major Repairs to	
82 Existing Infrastructure	700,000
83 Improve East Ocean View Drainage	500,000
84 Improve Overbrook/Coleman Place Drainage	500,000
85 Improve Storm Water Waterfront Facilities	500,000
86 Implement Shoreline Restoration	450,000
87 Rehabilitate Tidewater Drive Pump Station	300,000
88 Implement the Green Infrastructure Plan	100,000
Total Storm Water Utility	28,715,200
<u>D. Wastewater Utility</u>	
89 Improve Wastewater Collection System	23,930,000
90 Improve Larchmont Wastewater Infrastructure	2,750,000
Improve Wastewater Infrastructure in St.	
91 Paul's Area	2,200,000
Total Wastewater Utility	28,880,000
<u>E. Water Utility</u>	
92 Replace Raw and Finished Water	20,600,000
Transmission/Distribution	
93 Upgrade Water Treatment Plants	14,200,000
94 Construct Commonwealth Railroad Pipeline	7,300,000
95 Develop Advanced Metering Infrastructure	4,500,000

	(AMI)	
96	Support Watershed Management Improve Water Infrastructure in St. Paul's Area	2,700,000 2,200,000
98	Comply with Lead and Copper Rule Revisions	2,000,000
99	Replace Lake Smith Culvert	1,000,000
100	Upgrade Billing System	200,000
Total Water Utility		54,700,000
Grand Total		395,613,169

Section 2:- The issuance of bonds of the City from time to time, in the total principal amount of \$221,054,932 is hereby authorized, of which \$168,754,110 is for General Capital Improvement Projects, \$6,500,822 is for Parking Projects, \$17,800,000 is for Storm Water Utility Projects, \$8,000,000 is for Wastewater Utility Projects, and \$20,000,000 is for Water Utility Projects, in such form and with such terms as shall be established pursuant to future ordinances.

Section 3: - Previously approved and appropriated but unissued bonds in the amount of \$2,900,000 are hereby reappropriated for General Capital Improvement Projects.

Section 4: - Previously approved and appropriated but unissued Storm Water Utility bonds in the amount of \$1,700,000 are hereby reappropriated for Storm Water Utility projects.

Section 5:- That the expenditure of the sum of \$162,058,237 in cash is hereby authorized to provide a portion of the funds appropriated. Of such sum, \$105,163,037 is for General Capital Improvement Projects, which is comprised of \$842,890 transferred from General Fund operating; \$1,800,000 in assigned fund balance from Other Post-Employment Benefits; \$1,500,000 from Community Development Block Grants; \$21,500,000 from General Fund fund balance; \$9,778,997 of FY 2022 Norfolk Public Schools Reversion Funds; \$7,112,350 of FY 2022 Norfolk Public Schools local revenue allocation policy true-up funds; \$32,000,000 from State and Local Fiscal Recovery Funds (SLFRF); \$6,000,000 from the SWIFT program; if and when made available \$24,628,800 from the Virginia Resources Authority, administrator of the Virginia Community Flood Preparedness fund;

\$1,315,200 from the Storm Water Fund for Storm Water Utility Projects; \$20,880,000 from the Wastewater Utility Fund for Wastewater Utility Projects; and \$34,700,000 from the Water Utility Fund for Water Utility Projects.

Section 6: Previously approved and appropriated cash in the amount of \$2,639,200 from General Capital and \$5,260,800 from the Storm Water Utility Fund are hereby reappropriated for Storm Water Utility Projects.

Section 7:- That this ordinance represents a declaration of "official intent" under Treasury Regulations Section 1.150-2(e).

Section 8:- That the expenditures to be reimbursed will be paid from the following funds, which funds have the following general functional purposes:

(a) General Capital Improvement Projects Fund. Used to account for the financial resources used to finance general capital improvement projects in the Capital Improvement Plan other than those financed by the City's enterprise funds or special revenue funds;

(b) Storm Water Utility Fund. Used to account for the City's environmental storm water operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the storm water utility;

(c) Parking Facilities Fund. Used to account for the City's parking facility operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to parking facilities;

(d) Wastewater Utility Fund. Used to account for the City's wastewater utility operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the wastewater utility;

(e) Water Utility Fund. Used to account for the City's water utility operations, including accounting for the financial resources used to finance capital projects in the Capital Improvement Plan related to the water utility.

Section 9:- That the appropriate officers or agents of the City are authorized and directed to file a certified copy of this ordinance with the Circuit Court of the City of Norfolk pursuant to Sections 15.2-2607 and 15.2-2627 of the Code of Virginia, 1950, as amended.

Section 10:- That the City Manager, unless otherwise directed by City Council, is hereby authorized to do all things necessary to implement the projects set forth in the Fiscal Year 2024 Capital Improvement Plan Budget.

Section 11:- That the City Manager or his designee is authorized to close out or reappropriate unused Capital Improvement Plan funds in projects that have been completed. These funds may be reappropriated as sources in future year Capital Improvement Plans.

Section 12: - That the City Manager or his designee is authorized to change, subject to any applicable restriction of law or of any bonds or bond issue, the financing sources for the various capital projects included in this or previous ordinances to reflect effective utilization of the financing sources and actual collections and/or realized revenues. If the financing sources in support of capital projects decline, the City Manager or his designee is authorized to reduce, subject to any applicable restriction of law or of any bonds or bond issue, those appropriations to equal the changed financing source. The accounting records of the City will be maintained in a manner where the total of financing sources is equal to the total appropriations for each of the City's capital projects funds.

Section 13:- That the City Manager or his designee is authorized to transfer from any project that has an excess of funds appropriated for its use to any other project all or any part of such excess. A record of all such transfers shall be maintained by the Director of Finance.

Section 14:- That the City Manager or his designee is authorized to transfer funds from any project authorized with Public Art funds in the Capital Improvement Plan to any other project or pool funds, as needed, to implement any portion of the Capital Improvement Plan.

Section 15:- That, if the City Manager, in consultation with the Director of Finance, determines that it is advisable to finance the acquisition of Short-Term Equipment in an alternative manner, the City Manager, with the approval of Council, is hereby authorized to execute and deliver on behalf of the city non-general obligation bonds, notes, term loan agreements, a master equipment lease agreement or other similar financing agreement (the "Alternative Short-Term Equipment Financing"), to execute and deliver such instruments, agreements, documents or certificates and to do and perform such things and acts, as the City Manager shall deem necessary or appropriate to carry out the transactions relating to the Alternative Short-Term Equipment Financing authorized by this ordinance, including to solicit and accept proposals to provide Alternative Short-Term Equipment Financing that the City Manager determines to be in the city's best interest and all of the foregoing, previously done or performed by such officers or agents of the city, are hereby in all respects approved, ratified and confirmed.

Should the City Manager determine that it is in the city's best interest to enter into Alternative Short-Term Equipment Financing, the Alternative Short-Term Equipment Financing shall bear interest at a rate not exceeding Six and a Half Percent (6.5%), shall have a final term to maturity not in excess of ten (10) years and shall not exceed Ten Million Dollars (\$10,000,000). The obligation of the city to make payments under any Alternative Short-Term Equipment Financing is subject to appropriation each year by the Council and nothing in this ordinance or the Alternative Short-Term Equipment financing shall constitute a debt or pledge of the faith and credit of the city.

Section 16:- That this ordinance shall be in effect from and after July 1, 2023.

CERTIFICATION OF FUNDING

Account No.: Various

Amount: 395,613,169

Adopted by Council June 13, 2023
Effective July 1, 2023

TRUE COPY
TESTE:

RICHARD ALLAN BULL

BY:

CHIEF DEPUTY CITY CLERK