

**NORFOLK, VIRGINIA**  
**RESULTS OF THE COUNCIL**  
**CITY COUNCIL MEETING**  
**TUESDAY, MAY 28, 2024 – 6:00 P.M.**

**A CITIZEN WHO WISHES TO ADDRESS COUNCIL CONCERNING A DOCKET ITEM OR NEW BUSINESS MUST REGISTER TO SPEAK WITH THE CITY CLERK BY 3:00 PM THE DAY OF THE MEETING BY CALLING (757) 664-4253 OR EMAILING [CCOUNCIL@NORFOLK.GOV](mailto:CCOUNCIL@NORFOLK.GOV).**

**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	Absent
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	Absent
Martin A. Thomas Jr.	Vice Mayor - Ward 1	Present
Kenneth Cooper Alexander	Mayor	Present
Bernard Pishko	City Attorney	Present
Patrick Roberts	City Manager	Present
Richard A. Bull	City Clerk	Present

**MOTION TO EXCUSE**

Motion to Excuse Councilwoman Mamie B. Johnson and Councilman Thomas R. Smigiel Jr. from the City Council Meeting on May 28, 2024.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel

### **APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting and Retreat minutes from April 30, 2024.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

### **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.

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

### **PUBLIC HEARINGS**

PH-1 Public Hearing scheduled this day, pursuant to State Law, on the application of CHRIS SANDERS, for a change of zoning to amend the proffered conditions for property zoned O (Office) at 120, 130, 140, 150, 220, 227, 230, 240, 241 Corporate Boulevard, and (GPI #14557224959) ES Corporate Boulevard.

An Ordinance to Rezone an Unaddressed Parcel Located West of South Military Highway and East of Corporate Boulevard Having GPIN 14557224959 in Order to Change Conditions on Property Zoned Conditional O (Office) District. - (Ordinance No. 49603)

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

PH-2      Public Hearing scheduled this day, pursuant to State Law, on the application of the CITY PLANNING COMMISSION, for a zoning text amendment to the Norfolk Zoning Ordinance to correct inconsistencies and fix clerical errors.

An Ordinance to Amend the Norfolk Zoning Ordinance so as to Clarify where Certain Uses May be Permitted either by Right or by Conditional Use Permit, Adjust Requirements for Buffers, Screening, Fences, and Accessory Structures, Accommodate Taller Ground Signs, Expand an Exemption from Certain Form Standards for Large Lots, Identify Definitions for Open Space Set Asides, and Correct Syntax for Regulations Relating to the Abandonment of a Nonconforming Use. - **(Ordinance No. 49604)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

PH-3      Public Hearing scheduled this day, pursuant to State Law, on the application of TD CROWN VENTURES, for a rezoning from SF-4 (Single family-4) to Conditional SF-10 (Single family-10) at 5828 Chambers Street.

An Ordinance to Rezone Property Located at 5828 Chambers Street from SF-4 (Single Family Residential) District to Conditional SF-10 (Single Family Residential) District. - **(Ordinance No. 49605)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

PH-4      Public Hearing scheduled this day, pursuant to State Law, to hear comments Approving a Lease Agreement with The Virginia Opera Association, Inc. For the Lease of a Portion of the Office Space Located Within the Civic Arena Building Adjacent to the Harrison Opera House at 160 W. Virginia Beach Boulevard and Approving an Agreement for Repayment of Past Due Lease Debt.

An Ordinance Approving a Lease Agreement with The Virginia Opera Association, Inc. for the lease of a portion of the office space located within the Civic Arena Building adjacent to the Harrison Opera House at 160 W. Virginia Beach Boulevard and approving an Agreement for Repayment of Past Due Lease Debt.

<b>ACTION:</b>	<b>Continued to June 11, 2024 [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

### **REGULAR AGENDA**

R-1      An Ordinance Granting a Conditional Use Permit to Authorize a Change from One Nonconforming Use to Another Nonconforming Use on Property Located at 761 and 765 West 48th Street. - **(Ordinance No. 49606)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-2      An Ordinance Granting 3910 Granby Holdings, LLC Permission to Encroach into the Right-of-Way at 3900-3910 Granby Street with a Marquee. - **(Ordinance No. 49607)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-3 An Ordinance Approving a Right of Entry Agreement Between the City of Norfolk and Care Access Research LLC for Use of the Parking Lot Located at 698 Saint Paul's Boulevard for a Blood Drive and Authorizing the City Manager to Execute the Right of Entry on Behalf of the City. - **(Ordinance No. 49608)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-4 An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at 3622 East Ocean View Avenue.

<b>ACTION:</b>	<b>Motion Lost [2 to 4]</b>
<b>AYES:</b>	McClellan and Royster
<b>NAYS:</b>	Doyle, John E. Paige, Martin A. Thomas Jr., Kenneth Cooper Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-5 The Third Ordinance amending and reordaining the Fiscal Year 2024 Compensation Plan Ordinance to revise Section 6 of its Regulations by adding the Public Safety Telecommunicator Retention Bonus Program. - **(Ordinance No. 49609)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-6 An Ordinance to Amend and Reordian the Norfolk City Code, 1979, SO AS TO Update the Names of Some Departments and the Title of the Director of the Zoo; to Establish the Cemeteries as a Division of the Department of Parks and Recreation; and to Update the Responsibilities of the Department of Budget and Strategic Planning - **(Ordinance No. 49610)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander

<b>ABSENT:</b>	Johnson and Smigiel Jr.
----------------	-------------------------

R-7 An Ordinance Amending The FY2024 Annual Appropriations Ordinance (No. 49,220) So As To Accept, Appropriate And Authorize The Expenditure Of Grant Funds Up To The Sum Of \$22,000 From The Norfolk Community Trust To Support The Norfolk Community Services Board's Clothes Closet That Provides Direct Benefit To Its Clients. - **(Ordinance No. 49611)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-8 An Ordinance Amending The FY2024 Annual Appropriations Ordinance (No. 49,220) So As To Accept, Appropriate And Authorize The Expenditure Of Grant Funds Up To The Sum Of \$2,000 From The Virginia Department Of Behavioral Health And Developmental Services Substance Abuse Block Grant To Prevent Substance Use Disorders Through Information Dissemination, Education, Alternatives, Problem Identification And Referral, And Community Involvement, If And When Received. - **(Ordinance No. 49612)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-9 An Ordinance Amending The FY2024 Annual Appropriations Ordinance (No. 49,220) So AS To Accept, Appropriate And Authorize The Expenditure Of Grant Funds Up To The Sum Of \$4,477 From The Virginia Department Of Behavioral Health And Developmental Services To Support The Norfolk Community Services Board Workforce Dedicated To Providing Community Mental Health Services, If And When Received. - **(Ordinance No. 49613)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
----------------	----------------------------

<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.

R-10      An Ordinance Granting Elite MGMT Church Street, LLC Permission to Encroach into the Rights-of-Way of 24th Street and 25th Street with Portions of the Existing Structure Located at 211 E. 25th Street. - **(Ordinance No. 49614)**

<b>ACTION:</b>	<b>Adopted [Unanimous]</b>
<b>AYES:</b>	Doyle, McClellan, Paige, Royster, Thomas Jr., Alexander
<b>ABSENT:</b>	Johnson and Smigiel Jr.