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## CITY COUNCIL

### AGENDA

**Tuesday, February 14, 2023**

**3:30 CITY COUNCIL WORK SESSION – CITY HALL-10<sup>TH</sup> FLOOR CONFERENCE ROOM**

**I. AGENDA OVERVIEW** *Dr. Larry H. Filer II, City Manager*

**II. FY 2023 RESURFACING APPROPRIATION** *Richard Broad, Director of Public Works*

**III. MID-YEAR BUDGET UPDATE AND FINANCIAL OUTLOOK** *Catheryn R. Whitesell, Deputy City Manager*

**IV. CITY PLANNING UPDATE** *Paula Shea, Acting Director of Planning*

**V. CLOSED SESSION:**

- **REAL ESTATE MATTER**
- **REAL ESTATE MATTER**
- **CONTRACT MATTER**

**Supporting Documents:**

- [Announcement of Meeting](#)
- [2-14-2023 Minutes from City Council Meeting of January 24](#)
- [2-14-2023 Pending Land Use Report](#)
- [2-14-2023 Memo - \(R-01\) Upland Resilience Overlay Zoning Text Amendment](#)
- [2-14-2023 Memo - \(R-7\) Revitalization Area Expansion](#)



**NORFOLK, VIRGINIA**

**DOCKET FOR THE COUNCIL**

**TUESDAY, FEBRUARY 14, 2023 – 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.  
REGISTER YOUR NAME, ADDRESS, PHONE NUMBER AND EMAIL ADDRESS.**

**MOMENT OF SILENCE**

Followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting.

**INVITATION FOR BIDS**

IB-1

Invitation for Bids and Notice of Public Hearing for a non-exclusive franchise to use and occupy the City's streets and public rights-of-way for the purpose of constructing, installing, and maintaining network facilities for telecommunications services within and through the City.

**(To be continued to February 28, 2023 to review bid received)**

## PUBLIC HEARINGS

PH-1

Public Hearing scheduled this day, pursuant to State Law, to hear comments to Amend and Reordain Section 1 of the **Capital Improvement Plan Budget** for the Fiscal Year Beginning July 1, 2022 and Ending June 30, 2023 SO AS TO Establish Funding in the Amount of up to \$6,000,000 to Support Citywide Resurfacing.

An Ordinance to Amend and Reordain Section 1 of the **Capital Improvement Plan Budget** for the Fiscal Year Beginning July 1, 2022 and Ending June 30, 2023 SO AS TO Establish Funding in the Amount of up to \$6,000,000 to Support Citywide Resurfacing

PH-2

Public Hearing scheduled this day, pursuant to State Law, to hear comments approving an Amendment to Lease Agreement Between the City of Norfolk and Richardsons Enterprises Inc. t/a The Coffee Cafe for Space Located Within City Hall at **810 Union Street**.

An Ordinance Approving an Amendment to Lease Agreement Between the City of Norfolk and Richardsons Enterprises Inc. t/a The Coffee Cafe for Space Located Within City Hall at **810 Union Street**.

## CONSENT AGENDA

**ALL MATTERS LISTED UNDER THE CONSENT AGENDA WILL BE ENACTED BY ONE MOTION IN THE FORM LISTED. IF DISCUSSION IS DESIRED ON ANY ITEM, IT WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.**

C-1

An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at **1124 Virgilina Avenue**.

C-2

An Ordinance Granting Conditional Use Permits to Authorize a Restaurant to Operate with Extended Hours and the Sale of Alcoholic Beverages for Off-Premises Consumption Named "Taco y Tequila" on Property Located at **1421 Colley Avenue**.

C-3 An Ordinance Granting Conditional Use Permits to Authorize the Operation of an Automobile Sales Establishment and a Major Automobile Repair and Maintenance Facility named “Ready 2 Roll Motor Sports” on Property Located at **3345 North Military Highway**.

C-4 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at **358 West Freemason Street**.

C-5 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at **1976 East Ocean View Avenue**.

C-6 An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at **2701 Pleasant Avenue**.

C-7 An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Banquet Hall, Live Entertainment, and the Sale of Alcoholic Beverages for On Premises Consumption Named “Marriott Residence Inn” on Property Located at **1590 North Military Highway**.

C-8 Letter from the 2023 Saint Patrick’s Day Parade Committee requesting Use of the Mace and Police Honor Guard for **56th Annual St. Patrick’s Day Parade** on March 18, 2023, at 10:00 a.m.

C-9 An Ordinance Accepting the Conveyance of a **Temporary Construction Easement and a Permanent Drainage Easement** from John Martin and Ruth Martin and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City.

C-10 An Ordinance Permitting John Hadjikakos to Encroach into the Right-of-Way of 9th View Street at **902 W. Ocean View Avenue** with a Wooden Walkway, a Wooden Deck, a Concrete and Gravel Driveway, a Covered Wooden Patio, a Wooden Fence and Authorizing the Encroachment Agreement.

C-11 An Ordinance to Amend and Reordain Section 25-654 of the *Norfolk City Code*, 1979, SO AS TO add Nine New Stop Intersections.

C-12

An Ordinance directing the City Treasurer to issue a refund to **Tidewater Convenience, Inc.** based upon the overpayment of its Business License Tax for the Tax Year 2022.

## **REGULAR AGENDA**

R-1

An Ordinance to Amend Section 3.9.19 of the *Norfolk Zoning Ordinance*, Establishing Regulations for Properties in the **URO (Upland Resilience Overlay) District**, SO AS TO Correct Terminology and Modify the Process for a Voluntary Extinguishment of Development Rights to Benefit Development Outside the URO District.

**(Passed by at the January 24, 2023 Meeting)**

R-2

An Ordinance Authorizing the Acquisition of the Property Located at **550 E. Plume Street** and Authorizing the City Manager to Enter into an Appropriate Deed to Transfer the Property to the City.

R-3

An Ordinance Amending and Reordaining Ordinance No. 48,849 SO AS TO Increase the Funds Appropriated for the Purchase of the Property Due to an **Increase in Transactional Costs**.

R-4

An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$27,500 from **Virginia Department of Housing and Community Development to Support Norfolk Community Services Board's Emergency Shelter Operations and the Homeless Management Information System (HMIS)**.

R-5

An Ordinance Authorizing a Project Administration Agreement with the Virginia Department of Transportation ("VDOT") for the **St. Paul's Roadway Improvements Phase 2 Project**.

R-6

An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$51,308.50 from the **Virginia Department of Environmental Quality for the Keep Norfolk Beautiful Program from the Litter Prevention and Recycling Program Grant**.

R-7 A Resolution to Expand the **Greater St. Paul's Revitalization Area** Previously Established by Resolution No. 1,635 and Expanded by Resolutions No. 1,823 and No. 1,853.

R-8 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$154,800 from **Sentara Healthcare/Optima Health/Virginia Premier (Sentara) to Support Norfolk Community Services Board's Healthy Hotel Program Extension Initiative.**

R-9 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$687,599 from **the Virginia Department of Environmental Quality for Stormwater Local Assistance Fund**, and previously appropriated Local Matching Funds in the Amount of \$687,602 for **Three Water Quality Improvement Projects.**

R-10 An Ordinance Amending the FY2023 Annual Appropriations Ordinance (No. 48,751) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$50,000 from the Virginia Economic Development Partnership, Virginia Resources Authority and Department of Environmental Quality through the **Virginia Brownfields Restoration and Economic Redevelopment Assistance Fund**, and Previously-Appropriated Local Matching Funds in the Amount of \$5,520,000 for the **Project at 1416 Cary Avenue (Former Globe Iron Property).**

R-11 An Ordinance Approving a Lease Agreement between Taejin Christina Pendleton, as Lessor, and the City of Norfolk, as Lessee, for the Lease of Property Located at **1500 E. Little Creek Road**; Authorizing the City Manager to Execute the Lease Agreement on Behalf of the City of Norfolk; and Authorizing the Expenditure of a Sum of Up to \$47,311.44 From Funds Heretofore Appropriated to Cover the Rent Payments for the Remainder of Fiscal Year 2023.

R-12 A Resolution Adding an item to the **2023 Legislative Priorities** for The City of Norfolk.

R-13 The Fourth Ordinance Amending and Reordaining the Fiscal Year **2023 Compensation Plan** Ordinance SO AS TO delete One Title and add Two new Titles to the Plan with Salary and other Status Indicated and adding the Job Codes attached to Five Position Titles.

R-14 A Resolution **Appointing and Reappointing** 2 Members to 1 Authority and 1 Committee for Certain Terms.

**ADJOURNMENT**