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## CITY COUNCIL

### AGENDA

**Tuesday, December 10, 2024**

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

**I. AGENDA OVERVIEW** *Patrick Roberts, City Manager*

**II. CLOSED SESSION:**

- **REAL ESTATE MATTER**
- **LEGAL MATTERS**

**III. ANNUAL AUDIT RESULTS** *Cheri Amoss, Principal, CliftonLarsonAllen*

**IV. CITY PLANNING UPDATE** *Bobby Tajan, Director of Planning*

Supporting Documents:

- [\*\*Announcement of Meeting\*\*](#)
- [\*\*Minutes from City Council Meeting of November 19th\*\*](#)
- [\*\*Pending Land Use Report\*\*](#)



## NORFOLK, VIRGINIA

### DOCKET FOR THE COUNCIL

TUESDAY, DECEMBER 10, 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.

### **APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting.

### **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.

### **PUBLIC HEARINGS**

**PH-1** **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments on Amendments to the *Norfolk Charter* to Revise Sections 62, 63, 64 and 114, to **Exempt the Position of Deputy Chief of Fire-Rescue from the Classified Service of the City.**

A Resolution Expressing the Support of the City Council for Amendments to the *Norfolk Charter* to Revise Sections 62, 63, 64 and 114, to **Exempt the Position of Deputy Chief of Fire-Rescue from the Classified Service of the City.**

**PH-2** **PUBLIC HEARING** scheduled this day, pursuant to State Law, to hear comments Approving a **Purchase and Development Agreement** by and Between the City of Norfolk, as Seller, and The Pathway Realty Group, LLC and Franklin Group Companies, LLC, Collectively as Developer, for those Certain Parcels of Real Property Containing **2.28 Acres, More or Less**, and Located in the City of Norfolk, Virginia, and Authorizing the City Manager to Execute the Purchase and Development Agreement on Behalf of the City of Norfolk.

An Ordinance Approving a **Purchase and Development Agreement** by and Between the City of Norfolk, as Seller, and The Pathway Realty Group, LLC and Franklin Group Companies, LLC, Collectively as Developer, for Those Certain Parcels of Real Property Containing **2.28 Acres, More or Less**, and Located in the City of Norfolk, Virginia, and Authorizing the City Manager to Execute the Purchase and Development Agreement on Behalf of the City of Norfolk.

### **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 Conditional Use Permits to Authorize the Operation of a Restaurant with Extended Hours, Production of Craft Beverages, a Banquet Hall, Live Entertainment, and the Sale of Alcoholic Beverages for Both On-Premises and Off-Premises Consumption Named “The Annex” on Property Located at **2500 Church Street and 2501 Fawn Street**.

**C-2** An Ordinance directing the City Treasurer to issue a refund to **Vann-Virginia Center for Orthopaedics, P.C.** upon the overpayment of its Business Tangible Personal Property Tax for Tax Year 2024.

**C-3** An Ordinance Granting Natalie, LLC Permission to Encroach into the Rights-of-Way of **Colley Avenue and 44th Street at 4314 Colley Avenue** with Various Encroachments.

**C-4** An Ordinance Granting Aaron May Permission to Encroach into the Right-Of-Way of **722 Yarmouth Street** with a Driveway Access Gate

**C-5** Letter from the City Clerk transmitting herewith from the General Registrar is an Abstract of Votes cast in the **2024 November General Election** held on November 5, 2024, pursuant to Section 24.2-675 of the Code of Virginia.

## **REGULAR AGENDA**

**R-1** An Ordinance Granting a Conditional Use Permit to Authorize the Construction of Multi-Family Dwelling Buildings on Properties Located at **2612 Monticello Avenue, 212 through 312 East 26th Street, 2600 Armistead Avenue, 2601 and 2615 Church Street, and 215 through 307 East 27th Street.**

**R-2** An Ordinance Approving a Deed of Modification with the Norfolk Redevelopment and Housing Authority for the Modification of Certain Restrictive Covenants Encumbering City-Owned Properties Located at the **Intersections of Monticello Avenue, E. 26th Street and E. 27th Street.**

**R-3** An Ordinance to Amend and Reordain the Capital Improvement Plan Budget for the Fiscal Year Beginning July 1, 2024, and Ending June 30, 2025 SO AS TO Reappropriate Previously Authorized But Unissued Bonds Up to the Amount of \$350,000 to Add Funding for the **Renovate Selden Market Project.**

**R-4** An Ordinance Directing the City Manager to Provide a Resolution Requesting the General Assembly to Change Norfolk's Charter SO AS TO Revise Sections 62, 63, 64 and 114, to **Exempt the Position of Deputy Chief of Fire-Rescue from the Classified Service of the City.**

**R-5** A Resolution Supporting the **2025 Legislative Priorities** for The City of Norfolk.

**R-6** An Ordinance to Amend and Reordain Section 24-3 of the *Norfolk City Code* SO AS TO Incorporate the Expansion of the **Tangible Personal Property Tax** Exemption Applicable to One Motor Vehicle that is Owned and Regularly Used by a Disabled Veteran, in Accordance with State Law.

**R-7** An Ordinance Authorizing a Supplemental Grant Agreement by and Among the United States Department of Housing and Urban Development, Norfolk Redevelopment and Housing Authority, and the City of Norfolk, Regarding the Acceptance of Additional Grant Funds in the Amount of \$2,500,000.00 by Norfolk Redevelopment and Housing Authority to Further Support the **Transformation Plan for Tidewater Gardens in the St. Paul's Area** and Authorizing the City Manager to Execute the Supplement Grant Agreement.

**R-8** An Ordinance to Amend and Reordain Sections 24-288 Through 24-307 of the Norfolk City Code SO AS TO Update the **Admissions Tax Regulations**, to Eliminate Redundant Provisions, and to Include Specific Procedures for the Collection and Remittance of Admissions Taxes by Ticketing Intermediaries.

**R-9** An Ordinance to Amend and Reordain Sections 32-73 and 33-62 of the *Norfolk City Code* SO AS TO Conform the Existing Newspaper Advertising Requirements for **Removal of Abandoned Vessels and Other Waterfront Nuisances and for the Sale of Unclaimed Property** in the Possession of the Police Department to Match New Provisions of State Law.

**R-10** An Ordinance Amending the FY2025 Annual Appropriations Ordinance (No. 49,590) SO AS TO Accept, Appropriate, and Authorize the Expenditure of Grant Funds up to the sum of \$110,669 from the Virginia Department of Behavioral Health and Developmental Services to support the **Workforce Salary and Personnel Cost Increases for the Norfolk Community Services Board**, if and when received, and amending the FY2025 Budget to add the same.

**R-11** An Ordinance Amending the FY2025 Annual Appropriations Ordinance (No. 49,590) SO AS TO Accept and Appropriate Grant Funds up to the sum of \$4,280 from the Virginia Department of Behavioral Health and Developmental Services for Norfolk Community Services Board's Projects Assisting in the Transition from **Homelessness (PATH) Program for Staff Training, Travel, And Outreach Supplies**, as set forth in the Notice of Award No. 3104.773, if and when received, and Amending the FY2025 Budget to Add the Same.

**R-12** An Ordinance Amending the FY2025 Annual Appropriations Ordinance (No. 49,590) SO AS TO Accept, Appropriate, and Authorize the Expenditure of Grant Funds up to the sum of \$95,339 from the Virginia Department of Behavioral Health and Developmental Services for the Norfolk Community Services Board **Infant and Toddler Connection Program** to Provide Early Intervention Services, if and when received, and amending the FY2025 Budget to add the same.

**R-13** An Ordinance Amending the FY2025 Annual Appropriations Ordinance (No, 49,590) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the sum of \$169,647.51 from the Virginia Department of Behavioral Health and Developmental Services for the Norfolk Community Services Board to **Expand its Community-Based Substance Use Treatment Services Program**, if and when received, and amending the FY2025 Budget to add the same.

**R-14** An Ordinance Approving a **First Amendment to Lease Agreement** with Angeljo, Inc. For the City's Lease of **5585 Sabre Road** in Order to Extend the Term; and Authorizing the Expenditure of the Sum of \$112,395.90 for **Rent Payments** for the Remainder of the Fiscal Year.

**R-15** An Ordinance Amending and Reordaining Section 1 of the FY2025 Annual Appropriations Ordinance (No. 49,590), as Amended, SO AS TO Increase the **Golf Operations Fund** by the amount of \$73,685.00 and Authorized its Expenditure for the **Ocean View Golf Course's Roof Replacement Project**, and Amending the FY2025 Budget to Reflect Same.

**R-16** A Resolution Authorizing the Issuance by Norfolk Redevelopment and Housing Authority of up to \$25,000,000 **Student Housing Revenue Bonds for E2F Student Housing I, LLC**.

**R-17** An Ordinance Authorizing the Acquisition of Property from Three Parcels of Land Owned by the American Heart Association, Inc., all for the Purpose of **Widening and Enhancing the Public Right of Way Along East Virginia Beach Boulevard** and Authorizing the Expenditure of a Sum of Up to \$28,000.00 from Funds Heretofore Appropriated for Acquisition of the Property and all Related Transactional Costs.

**R-18** An Ordinance Authorizing the Acquisition of a Strip of Land Owned by WHLR-Janaf, LLC, and Authorizing the Acquisition of Temporary Construction Easements Across Land Owned by WHLR-Janaf, LLC for the Purpose of **Widening and Enhancing the Public Right of Way Along East Virginia Beach Boulevard** and Authorizing the Expenditure of a Sum of up to \$21,000.00 from Funds Heretofore Appropriated for Acquisition of the Property and all Related Transactional Costs.

**R-19** An Ordinance to Amend Sections 25-302 and 25-601 of the *Norfolk City Code*, 1979, regarding Removal and Storage of Towed Vehicles SO AS TO **Increase Towing Fees**.

**R-20** An Ordinance Approving a Memorandum of Understanding by and between the **Transportation District Commission of Hampton Roads, d/b/a Hampton Roads Transit**, and the City of Norfolk and Authorizing the City Manager to Execute the Memorandum of Understanding on Behalf of the City of Norfolk.

**R-21** An Ordinance Approving a Memorandum of Understanding by and Between Cities for Financial Empowerment Fund, Inc. and the City of Norfolk Regarding the **Financial Empowerment Center Planning Grant** and Authorizing the City Manager to Execute the Memorandum of Understanding on Behalf of the City of Norfolk.

**R-22** An Ordinance Amending the FY2025 Annual Appropriations Ordinance (No. 49,590) SO AS TO Accept, Appropriate and Authorize the Expenditure of Grant Funds up to the Sum of \$20,000 from the **Cities for Financial Empowerment Fund, Inc. for the Development of a Financial Empowerment Center**.

**R-23** An Ordinance Authorizing the Acquisition of an Easement Over Property Known as Nansemond Parkway Elementary School Located at **3012 Nansemond Parkway the City of Suffolk** as Part of the Commonwealth Railway Project for the Sum of \$12,000.00 and Authorizing the Expenditure of a Sum of Up to \$17,000.00 From Funds Heretofore Appropriated for Acquisition of the Easement and All Related Transactional Costs.

**R-24** An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant with Live Entertainment and the Sale of Alcoholic Beverages for On-Premises Consumption Named “Uno Pizzeria and Grill” on Property Located at **5700 East Virginia Beach Boulevard**.

**R-25** An Ordinance to Schedule **Council Meeting Dates for 2025**.

**R-26** A Resolution **appointing and reappointing 37 members** to 9 Commissions, 3 Boards, 2 Authorities, and 2 Committees for certain terms.

**ADJOURNMENT**