

**NORFOLK, VIRGINIA**  
**RESULTS OF THE COUNCIL**  
**CITY COUNCIL MEETING**

**TUESDAY, OCTOBER 24, 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](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	Present	
Andria P. McClellan	Councilmember - Superward 6	Present	
John E. Paige	Councilmember - Ward 4	Present	
Danica J. Royster	Councilmember - Superward 7	Absent	
Thomas R. Smigiel Jr.	Councilmember - Ward 5	Present	
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	

**APPROVAL OF MINUTES**

Approve the minutes of the previous City Council meeting.

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

### **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, Johnson, McClellan, Paige, Smigiel Jr., Thomas Jr., Alexander
<b>ABSENT:</b>	Royster

### **PUBLIC HEARINGS**

PH-1 Public Hearing scheduled this day pursuant to State Law to hear comments Reauthorizing the Issuance and Sale by the City of Norfolk, Virginia, of General Obligation Notes on a Revolving Credit Line Basis.

An Ordinance Reauthorizing the Issuance and Sale by the City of Norfolk, Virginia, of General Obligation Notes on a Revolving Credit Line Basis

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

PH-2 Public Hearing scheduled this day, pursuant to State Law, to hear comments Approving a Lease Agreement with Verizon Virginia, LLC for the Lease of Property Located at 1411 Kempsville Road.

An Ordinance Approving a Lease Agreement with Verizon Virginia, LLC for the Lease of Property Located at 1411 Kempsville Road.

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

PH-3      Public Hearing scheduled this day, pursuant to State Law, on the application of SMITH PACKETT MED COM, LLC, for a change of zoning from C-C to Conditional IN at 235 North Military Highway.

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

**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.**

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

C-1      An Ordinance authorizing the City Manager to enter into a Non-Exclusive Revocable License Agreement with the United States of America regarding Removal and Replacement of certain Trees in the Right of Way for the Safe Operation of Chambers Field at Naval Station Norfolk.

- C-2      An Ordinance Accepting the Conveyance of a Drainage Easement Over Property Located at 7532 Yorktown Drive by EDC Homes I, LLC and Authorizing the City Manager to Accept the Deed of Easement on Behalf of the City.
- C-3      An Ordinance Granting a Conditional Use Permit to Authorize a Fuel Oil or Bottled Gas Distribution Facility Operating Under the Name “Bogue Oil” on Property Located at 5839 Adderley Street.
- C-4      An Ordinance Granting Conditional Use Permits to Authorize the Sale of Alcoholic Beverages for Both On-Premises and Off-Premises Consumption at a Restaurant Named “The General Public” on Property Located at 147 Granby Street.
- C-5      An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Restaurant Live Entertainment and the Sale of Alcoholic Beverages for On-Premises Consumption Named “Union Taco” on Property Located at 218 and 220 West 25th Street.
- C-6      An Ordinance Granting a Conditional Use Permit to Authorize a Large-Scale Drive-through Facility on Property located at 7725 Tidewater Drive for a Restaurant Named “Panera Bread.”
- C-7      An Ordinance Granting a Conditional Use Permit to Authorize a Short-Term Rental Unit (Vacation Rental) on Property Located at 3706 Newport Avenue.
- C-8      An Ordinance to Amend Conditional Use Permits SO AS TO Approve an Alteration of an Outdoor Dining for a Craft Beverages Production Facility with Live Entertainment Named “Cova Brewing Company” on Property Located at 9529 Shore Drive.

### **REGULAR AGENDA**

- R-1      An Ordinance to Amend and Reordain Sections 23-1 and 23-10, Article III of Chapter 23 and Subsection (4) of Section 33.1-23 of the Norfolk City Code, 1979, as Amended, SO AS TO Change the Name of the Slover Library to The Slover and Amend the Rental Fees for The Slover Third Floor Business Center and Terrace.

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

- R-2      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 \$621,260 From The U.S. Department Of Homeland Security Federal Emergency Management Agency, Port Security Grant, And Previously-Appropriated Local Matching Funds In The Amount Of \$155,315 For The Purchase Of Police Equipment And Training.

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

- R-3      An Ordinance Amending The FY2024 Annual Appropriations Ordinance (No. 49,220) SO AS TO Accept, Appropriate And Authorize The Expenditure Of Donated Funds Up To The Sum Of \$2,000 From Metronet For The Sponsorship Of Entertainment And Food For the Five Points Park/Civic Plaza Grand Opening Event On October 21, 2023.

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

- R-4      An Ordinance Approving a Lease Agreement Between The Hermitage Foundation, as Lessor, and the City of Norfolk, as Lessee, for the Lease of a Portion of Property Located at 7637 North Shore Road and Authorizing the City Manager to Execute the Lease Agreement on Behalf of the City.

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

- R-5 An Ordinance Authorizing the Acquisition of a Certain Parcel of Property Known as Tax Parcel No. 19\*19A in the City of Suffolk as Part of the Commonwealth Railway Project For the Sum of \$1,000.00 and Authorizing the Expenditure of a Sum of Up to \$6,000.00 From Funds Heretofore Appropriated for Acquisition of the Property and All Related Transactional Costs.

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

- R-6 An Ordinance Authorizing the Acquisition of a Certain Parcel of Property Known as Tax Parcel No. 19\*91 in the City of Suffolk as Part of the Commonwealth Railway Project For the Sum of \$1,000.00 and Authorizing the Expenditure of a Sum of Up to \$6,000.00 From Funds Heretofore Appropriated for Acquisition of the Property and All Related Transactional Costs.

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

- R-7 An Ordinance Authorizing the Acquisition of a Certain Parcels of Property Located at 312 Clay and E S Clay Avenue for the Sum of \$289,000.00 and Authorizing the Expenditure of a Sum of up to \$315,000.00 from Funds Heretofore Appropriated for Acquisition of the Properties and all Related Transactional Costs.

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

- R-8 A Resolution in Support of the Application to the Virginia Department of Transportation ("VDOT") to Request Funding in the Amount of \$200,000.00 from the Fiscal Year 2025 Highway Safety Improvement Program for Three Curve Delineation Improvement Projects: Azalea Garden Road at Oleo Road, Little Creek Road at Hampton Boulevard and Indian River Road at Waltham Street. - **(Resolution No. 1880)**

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

- R-9 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at 1282 West Ocean View Avenue.

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

- R-10 An Ordinance Granting a Conditional Use Permit to Authorize Short-Term Rental Units (Vacation Rental) on Property Located at 2032 East Ocean View Avenue.

<b>ACTION:</b>	<b>Adopted as Amended [6 to 1]</b>
<b>AYES:</b>	Doyle, Johnson, McClellan, Paige, Smigiel Jr., Alexander
<b>NAYS:</b>	Thomas Jr.
<b>ABSENT:</b>	Royster

- R-11 An Ordinance Amending The FY2024 Annual Appropriations Ordinance (No. 49,220) SO AS TO Accept, Appropriate And Authorize The Expenditure Of Donated Funds Up To The Sum Of \$281,600 From The Chrysler Museum For The Demolition Of The Smith-Rogers Hall Building Located At 358 Mowbray Arch.

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

- R-12      An Ordinance Granting Conditional Use Permits to Authorize the Operation of a Retail Goods Establishment with More than 50,000 Square Feet of Floor Area and to Permit Alternative Signage on Property Located at 201 and 217 East Little Creek Road.

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

- R-13      An Ordinance Approving a Right of Entry Agreement with Mason Counseling Group, LLC for Use of City-Owned Property Located at 698 Saint Paul's Boulevard for a Public Community Thanksgiving Event on November 11, 2023, and Authorizing the City Manager to Execute the Right of Entry on Behalf of the City.

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

- R-14      A Resolution appointing and reappointing 5 members to 1 commission, 2 boards and 1 committee for certain terms.

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

- R-15      An Ordinance Authorizing the Submission of a Grant Application by the City of Norfolk to the Virginia Department of Housing and Community Development, Seeking an Industrial Revitalization Fund Grant of up to \$5,000,000.00, to Support the Transformation of the Vacant Church Street Shopping Center into "The Village" Project.



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